

CALIFORNIA LEGISLATURE
FIFTY-FOURTH (SECOND EXTRAORDINARY) SESSION

ASSEMBLY DAILY JOURNAL

FIRST LEGISLATIVE DAY
FIRST CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
Saturday, January 17, 1942

The Assembly met at 10 p.m. pursuant to the provisions of the Proclamation of His Excellency, Culbert L. Olson, Governor of the State of California, dated January 17, 1942, convening the Legislature of the State of California on this day in extraordinary session.

Arthur A. Ohnimus, Chief Clerk of the Assembly for the Fifty-fourth Session, presiding.

ANNOUNCEMENT

Arthur A. Ohnimus, Chief Clerk of the Assembly, announced that, pursuant to the requirements of the Political Code, Section 237, the following officers of the Assembly of the Fifty-fourth Session of the Legislature were present and in their respective positions: Arthur A. Ohnimus, Chief Clerk; C. William Queale, Minute Clerk, and Wilkie Ogg, Sergeant-at-Arms.

ROLL CALL

The Chief Clerk directed the Assistant Chief Clerk to call the roll of Assemblymen.

The roll was called by Frank Reed, Assistant Chief Clerk, and the following answered to their names:

Allen, Andreas, Bashore, Burkhalter, Burns, Hugh M., Burns, Michael J., Cam, Call, Carlson, Clarke, Collins, George D., Collins, Sam L., Crowley, Daley, Del Mutolo, Desmond, Dickey, Dills, Dilworth, Donnelly, Doyle, Evans, Field, Gaffney, Gunlock, Hastain, Hawkins, Hersinger, Houser, Frederick F., Howser, F. N., Johnson, Kellems, Kepple, Kilpatrick, King, Knight, John B., Knight, T. Fenton; Leonard, Lowrey, Lyon, Maloney, Massion, McCollister, Meehan, Middough, Miller, Millington, O'Day, Pelletier, Pfaff, Phillips, Poole, Potter, Poulson, Richie, Robertson, Russell, Salzman, Sawallisch, Sheidan, Stream, Tenney, Thomas, Thorp, Thurman, Turner, Voigt, Waters, Watson, Welch, Weybret, Wollenberg, and Mr. Speaker—73.

Quorum present.

PRAYER

Upon invitation of the Chief Clerk, prayer was offered by Hon. Jesse Randolph Kellems, Member of the Assembly from the Sixtieth Assembly District.

RESOLUTIONS

The following resolution was offered :

By Mr. Lyon :

House Resolution No. 1

Resolved by the Assembly of the State of California, That the following named persons constitute the officers of the Assembly for the Fifty-fourth (Second Extraordinary) Session, with the per diem as fixed by statute :

Hon. Gordon H. Garland	-----	Speaker
Hon. Earl D. Desmond	-----	Speaker pro tempore
Arthur A. Ohnimus	-----	Chief Clerk
C. William Queale	-----	Minute Clerk
Wilkie Ogg	-----	Sergeant-at-Arms
Rev. Thomas H. Markham	-----	Chaplain

Request for Unanimous Consent

Mr. Lyon asked for, and was granted, unanimous consent to take up House Resolution No. 1, at this time, without reference to committee.

Resolution read.

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

AYES—Allen, Andreas, Bashore, Burkhalter, Burns, Hugh M., Burns, Michael J., Cain, Clarke, Crowley, Daley, Del Mutolo, Desmond, Dickey, Dills, Dilworth, Donnelly, Doyle, Evans, Field, Gaffney, Gunlock, Hawkins, Heisinger, Houser, Frederick F., Johnson, Kellems, Kilpatrick, King, Knight, John B., Knight, T. Fenton ; Leonard, Lyon, Maloney, Massion, McCollister, Meehan, Middough, Miller, Millington, O'Day, Pelletier, Phillips, Poole, Potter, Poulson, Richie, Robertson, Russell, Salsman, Sawallisch, Sheridan, Stream, Tenney, Thomas, Thurman, Turner, Waters, Watson, Sawallisch, Sheridan, Stream, Tenney, Thomas, Thurman, Turner, Waters, Watson, Welch, Weybret, and Wollenberg—61.

NOES—None.

APPOINTMENT OF SPECIAL COMMITTEE

The Chief Clerk appointed Messrs. Charles W. Lyon, Seth Millington and Nelson S. Dilworth as a Special Committee to escort Speaker-elect Gordon H. Garland and Speaker pro tempore-elect Earl D. Desmond to the rostrum.

Speaker Presiding

At 10.02 p.m., Hon. Gordon H. Garland, Speaker of the Assembly, presiding.

OATHS OF OFFICE ADMINISTERED

Hon. Gordon H. Garland, Speaker-elect, Hon. Earl D. Desmond, Speaker pro tempore-elect, Arthur A. Ohnimus, Chief Clerk-elect, C. William Queale, Minute Clerk-elect and Wilkie Ogg, Sergeant-at-Arms-elect, took and subscribed to the following oath administered by Charles J. Hagerty, Assistant Secretary of State :

I do solemnly swear that I will support the Constitution of the United States and the Constitution of the State of California, and discharge the duties of the office to which I have been elected to the best of my ability.

PROCLAMATION OF THE GOVERNOR

The Speaker directed the Chief Clerk to read the Proclamation of the Governor convening the Legislature in extraordinary session.

Whereupon the Chief Clerk read the following Proclamation:

Proclamation**EXECUTIVE DEPARTMENT, STATE OF CALIFORNIA**

WHEREAS, An extraordinary occasion has arisen and now exists requiring that the Legislature of the State of California be convened; now, therefore,

I, CULBERT L. OLSON, Governor of the State of California, by virtue of the power and authority in me vested by Section 9 of Article V of the Constitution of the State of California, do hereby convene the Legislature of the State of California to meet and assemble in extraordinary session at Sacramento, California, on Saturday, the seventeenth day of January, 1942, at 10 o'clock, p. m., of said day, for the following purposes and to legislate upon the following subjects, to wit.

1. To consider and act upon legislation authorizing the City and County of San Francisco to grant to the United States of America, for the use of the Navy Department of said United States, title in fee to those tide and submerged lands heretofore granted by the State to said city and county by Chapter 912, Statutes of 1933; consenting on behalf of the State to the acquisition of said lands by the United States and reserving to the State the power of taxation and the authority to serve civil and criminal process; and conferring upon the United States the powers now had by said city and county to raise, fill, and reclaim said lands and for that purpose to dredge said lands and submerged lands adjacent thereto.

2. To consider and act upon legislation providing for wage and salary deductions for the purchase of United States Savings Bonds or similar obligations of the United States for public officers and employees of the State of California, counties, cities and counties, cities, municipal corporations, political subdivisions, public districts and of other public agencies of the State of California.

3. To consider and act upon legislation making county probation officers and superintendents of State correctional schools eligible to serve, without additional compensation, as members of the Youth Correction Authority.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of California to be affixed this seventeenth day of January, A. D., One Thousand Nine Hundred and Forty-two.

[SEAL]

CULBERT L. OLSON
Governor of California

Attest: PAUL PEEK, Secretary of State
By EDWARD H. DICKSON, Deputy

MESSAGES FROM THE GOVERNOR

STATE OF CALIFORNIA, GOVERNOR'S OFFICE
SACRAMENTO, January 17, 1942

Members of the Senate and the Assembly of the California Legislature

GREETINGS: I have called you into this extraordinary session immediately at approximately the time you have indicated your intention of concluding the extraordinary session called for December 19, 1941, in order that you may consider three subjects which I believe to be of sufficient importance, in the light of the present emergency, to justify your immediate attention. I believe that the subjects are of such an uncontroversial nature as to enable you to speedily consider and act upon them immediately.

The first item was included at the request of the United States Navy. Attached hereto is a letter to me from Rear Admiral J. W. Greenslade, Commandant of the Twelfth Naval District on this subject.

The second item was included at the request of Henry Morgenthau, Secretary of the Treasury. A copy of his telegram to me on this subject also is appended hereto. Legislation upon this subject should enable thousands of public employees to conveniently purchase defense savings bonds by the setting up of a procedure of pay roll deductions to be made at the voluntary request of the employees.

The third item is included at the request of the sponsors of the Youth Correction Authority Act. In accordance with the act passed at the 1941 Session of the Legislature, I appointed two members from a panel submitted to me by officials of the organizations designated in the act. One of these is a county probation officer, and the other a superintendent of a State correctional school. Neither of said officials have accepted such appointment because of their unwillingness, during the

present emergency, to leave their present duties. Sponsors of the act feel, and I agree with them, that these two appointees will be of invaluable assistance in organizing the Authority and its work while retaining their present positions and that they should be permitted to serve without compensation other than incurred expenses.

Respectfully submitted.

CULBERT L OLSON
Governor of California

COPY

DISTRICT STAFF HEADQUARTERS, TWELFTH NAVAL DISTRICT
SAN FRANCISCO, CALIFORNIA, January 7, 1942

*Honorable Culbert L. Olson, Governor
State of California, Sacramento, California*

SIR: It is requested that a call be placed before the Legislature at its coming session on January 12, so that there may be an amendment to the Statutes of 1933, page 2366, to add a new section thereto which will permit the City and County of San Francisco to transfer to the Navy Department that property generally known as Treasure Island.

In explanation of the above, may I state that the amending Act of December 5, 1940, which permitted the city to lease a portion of Treasure Island to the Navy Department, contained a clause to the effect that San Francisco Bay, as a key harbor on the Pacific Coast, will be the center of much of the activity in connection with the necessary prompt and widespread Military and Naval Armament Program. Events have proved this statement to be fully justified. Treasure Island, located in the harbor, is ideally suited to the uses and purposes of the Navy in the National defense, and amounts in excess of \$4,000,000 have already been allotted by the Navy Department for Naval operations on the island. Doubtless large additional expenditures will be made in connection with the anticipated future expansion of Naval activities. Under such circumstances, the policy of the Navy Department dictates that the Navy should have title to the island.

At numerous conferences which have been held with the city officials and representatives of the San Francisco Chamber of Commerce, plans and means for the acquisition of Treasure Island by the Navy Department have been discussed. All parties agree that it would be preferable for the Navy Department to acquire title to the property under an agreement with the city, rather than by condemnation proceedings. To this end, the Secretary of the Navy, on January 6, 1942, sent a telegram to Mayor Rossi urgently recommending that negotiations for the transfer of title be speedily consummated and that an enabling act be introduced during the coming session of the California Legislature on January 12, which will permit the city to transfer the title to the Navy Department.

It is possible that certain other amendments should be made to the act giving the Navy the right to reclaim additional lands on the shoals of Yerba Buena Island. Officers attached to the district are prepared to collaborate with the Legislative Counsel in the preparation of the proposed legislation and in any appearances before the Legislature, which you may deem advisable.

Your active cooperation in this matter on behalf of the Navy is solicited and depended upon.

Very truly yours,

J. W. GREENSLADE, Rear Admiral, U. S. Navy
Commandant, Twelfth Naval District

(COPY)

CHICAGO, ILLINOIS, December 17, 1941

*Honorable Culbert L. Olson, Governor of California
Sacramento, California*

Will you not in your call for contemplated special session of Legislature include the important item of enabling legislation allowing pay roll deduction plans to be put into effect for the purchase of defense savings bonds by State, county and municipal employees and school teachers. This request is in view of critical National emergency and consequent necessity for defense funds and systematic saving to avoid dangerous inflation. Edward H. Heller, Chairman, Defense Savings Committee, Northern California or James G. Smyth, Administrator, Defense Savings Staff Northern California, address 733 Monadnock Building, San Francisco have full information as to details of required legislation.

HENRY MORGENTHAU, JR.
Secretary of the Treasury

RESOLUTIONS

The following resolution was offered :

By Mr. Stream :

House Resolution No. 2

Resolved by the Assembly of the State of California, That the Speaker of the Assembly appoint a Committee of Three to inform the Senate that the Assembly is in session pursuant to the Proclamation of His Excellency, the Governor, dated the seventeenth day of January, 1942, and ready for the transaction of legislative business, with the following officers, to wit :

Hon. Gordon H. Garland	-----	Speaker
Hon. Earl D. Desmond	-----	Speaker pro tempore
Arthur A. Ohnimus	-----	Chief Clerk
C. William Queale	-----	Minute Clerk
Wilkie Ogg	-----	Sergeant-at-Arms
Rev. Thomas H. Markham	-----	Chaplain

Request for Unanimous Consent

Mr. Stream asked for, and was granted, unanimous consent to take up House Resolution No. 2, at this time, without reference to committee.

Resolution read and adopted.

APPOINTMENT OF SPECIAL COMMITTEE

Pursuant to the provisions of House Resolution No. 2, the Speaker announced the appointment of Messrs. Stream, Pelletier and Burns, Michael J., as such Special Committee.

RESOLUTIONS

The following resolution was offered :

By Mr. Field :

House Resolution No. 3

Resolved by the Assembly of the State of California, That a Special Committee of Five be appointed to wait upon His Excellency, the Governor, and inform him that the Assembly is organized and awaits any communication he may have to make to it.

Request for Unanimous Consent

Mr. Field asked for, and was granted, unanimous consent to take up House Resolution No. 3, at this time, without reference to committee.

Resolution read and adopted.

APPOINTMENT OF SPECIAL COMMITTEE

Pursuant to the provisions of House Resolution No. 3, the Speaker announced the appointment of Messrs. Field, Sawallisch, Thurman, King and Richie as such Special Committee.

COMMITTEE FROM THE SENATE

Senators Powers, McBride and Parkman appeared before the bar of the Assembly, and announced that the Senate had organized, and was now ready to proceed with the regular business.

REPORTS OF SPECIAL COMMITTEES

The Special Committee appointed to wait upon the Senate appeared before the bar of the Assembly, and reported that the instructions of the Assembly had been carried out.

The Special Committee appointed to wait upon the Governor appeared before the bar of the Assembly, and reported that the instructions of the Assembly had been carried out.

RESOLUTIONS

The following resolutions were offered :

By Mr. Lyon :

House Resolution No. 4

Resolved by the Assembly of the State of California, That until further notice the Standing Rules of the Fifty-fourth (Regular) Session, adopted January 14, 1941, and all amendments adopted thereto, excepting those adopted on June 14, 1941, be and the same are hereby adopted as the Rules of the Fifty-fourth (Second Extraordinary) Session convened on January 17, 1942.

PERMANENT STANDING RULES OF THE ASSEMBLY FOR THE FIFTY-FOURTH SECOND EXTRAORDINARY SESSION—1941-1943*Hours of Meeting*

1. The session of Assembly, prior to the constitutional recess, shall be daily, beginning at 10 o'clock a.m. (Sundays excepted) unless otherwise ordered by a majority vote of the members present.

Following the constitutional recess, the Assembly shall meet promptly at 2 o'clock p.m., daily (Sundays excepted) and Mondays at the hour of 11 o'clock a.m., unless otherwise ordered by a majority vote of the members present

Speaker to Call Assembly to Order

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

Roll Call and Quorum

3. Before proceeding with the business of the Assembly, the roll of the members shall be called, and the names of those present shall be entered on the Journal. A majority of all the members elected to the Assembly shall constitute a quorum for the transaction of business.

Order of Business

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

1. Roll Call
2. Prayer by the Chaplain
3. Reading of the Previous Day's Journal
4. Presentation of Petitions
5. Reports of Committees
6. Messages from the Governor
7. Messages from the Senate
8. Introduction and Reference of Bills
9. Business on the Daily File
10. Motions and Resolutions
11. Announcements
12. Adjournment

Pledge of Allegiance

4.5. On each Monday morning during the session, following the prayer by the Chaplain, the Members of the Assembly and its officers, attaches and employees present in the Assembly Chamber shall pledge their allegiance to the Flag of the United States of America.

Reading of the Previous Day's Journal

5. The reading of the Journal of the previous day may be dispensed with on motion by a majority of the members present.

Approval of the Journal

6. All Journals of the Assembly shall be corrected by the Minute Clerk and delivered by him to the Chief Clerk within seven calendar days from the date of such Journal. Such corrected Journals may thereafter be approved by a majority vote of the members present.

Motion to Correct Journal

7. A motion to correct any day's Journal shall be in order prior to the approval by the Assembly of such day's Journal. The approval of the Journal shall require a majority vote of the members present.

Presentation of Petitions

8 Whenever petitions, memorials or other papers are presented by a member, a brief statement of the contents thereof may be made verbally by the introducer. Petitions are not debatable and shall be filed, or be referred to a committee as the Speaker shall determine. Mention of receipt of such presentation and its disposition shall be entered on the Journal.

Upon receipt of a petition for the impeachment of any person subject to impeachment by the Legislature, the Speaker shall, without comment or debate, forthwith refer such petition to committee.

Reports of Committees

9. Reports of standing and special committees shall be delivered to the Chief Clerk or an assistant. They shall be read and ordered printed on the Journal unless it is ordered otherwise by the Speaker or by a majority vote of the members present.

Messages From the Governor

10 Messages from the Governor shall be delivered to the Chief Clerk or an assistant, and shall be read and ordered printed on the Journal unless otherwise ordered by the Speaker or a majority vote of the members present.

Messages From the Senate

11. Messages from the Senate shall be delivered to the Chief Clerk or an assistant, and shall be read and ordered printed on the Journal. The Speaker shall forthwith refer to the proper committee all Senate bills accompanying such messages, which reference shall be entered on the Journal. Assembly bills which have been passed without amendment by the Senate, shall be ordered to enrollment.

Assembly bills amended by the Senate shall be ordered placed upon the unfinished business file.

Bills Defined

12 Wherever the word bill is used, it shall include constitutional amendments, concurrent and joint resolutions, except as otherwise specifically provided for in these Rules.

Introduction and Reference of Bills

13. Each bill shall be signed by the member, or each of the members, who is an author of the bill before it is introduced. If any bill is introduced which does not contain the signature of such author or co-author, the same shall be stricken from the file on motion of the member whose name appears thereon without such signature after the majority vote of the members. In each legislative session on the first day when bills are introduced under "Introduction and Reference of Bills," the roll shall be called from A to Z and then back again from Z to A, and as each member's name is called, he shall have the privilege of introducing one bill, constitutional amendment, concurrent or joint resolution.

After these two roll calls, any member desiring to introduce bills, constitutional amendments, concurrent and joint resolutions may at any time during a session send the same to the Clerk's desk. When received at the Clerk's desk, it shall, under the proper order of business, be numbered, read the first time, referred to a standing committee, be printed, and a copy placed upon the desk of each member.

All bills, constitutional amendments, concurrent and joint resolutions introduced before the standing committees of the Assembly are appointed, shall be referred to committees, references to take effect when the committees shall be appointed.

Introduction of Bills After Constitutional Recess

14 Any member requesting permission to introduce a bill except a resolution or constitutional amendment after the constitutional recess shall send such request together with the bill to the Clerk's desk, and shall under the order of "Introduction of Bills" be referred by the Speaker to the Committee on Introduction of Bills. The committee shall ascertain if the granting of such request will exceed the limitations as set forth in Section 2 of Article IV of the Constitution, and if it will not, shall report back on the same legislative day each bill so referred to it. The adoption of the report of the committee granting permission to introduce any bill shall require an affirmative recorded vote of three-fourths of all members elected to the Assembly.

Examining of Bills by Legislative Counsel Bureau

15. After introduction, all bills shall be delivered to the Legislative Counsel for the purpose of determining if the bill is in the proper form as prescribed by law or Assembly Rule. He shall have authority to correct any clerical error such as orthography, adding or correcting the enacting clause, mistakes in numbering sections and references thereto, and in any other particular wherein the bill does not comply in form with law or Assembly Rule. He shall have authority to correct any error in the title of an amendatory bill wherein it does not enumerate the sections added or amended of a particular act or code.

If in the opinion of the Legislative Counsel, any correction made by him under the authority of this Rule should in any manner be construed to be a change in the bill other than a change in form, he shall obtain the consent of the author of the bill before making such change.

Immediately upon the completion of the check of the bills referred to the Legislative Counsel in accordance with the provisions of this Rule, he shall deliver the bills to the State Printer. Under no circumstances shall the Legislative Counsel retain in his possession any bills referred to him under the provisions of this Rule for any period longer than two legislative days.

Daily File

16. There shall be printed an Assembly Daily File for each legislative day following the constitutional recess, or at any time prior thereto when ordered by the Speaker. The Committee on Rules shall have charge of the Daily File of the Assembly. The following listing shall constitute the order of the Daily File

1. Special Orders of the Day
2. Second Reading, Assembly Bills
3. Second Reading, Senate Bills
4. Unfinished Business
5. Third Reading, Assembly Bills
6. Third Reading, Senate Bills

All bills on the Daily File shall be called for consideration in the order of their listing, unless otherwise ordered by unanimous consent or an affirmative vote of two-thirds of the members present.

Motions and Resolutions

17. Any motion or resolution not otherwise provided for under the Rules shall be placed before the Assembly only under this order of business. Unless otherwise provided by law or Assembly Rule, any motion or resolution may be adopted by a majority vote of the members present.

Adjournment

18. Adjournment for the constitutional recess or adjournment *sine die* shall be ordered by concurrent resolution. The resolution for adjournment *sine die* shall be adopted by the Assembly not less than seven days before the date set therein for such adjournment.

Duties of Assembly Officers

Duties of the Speaker

19. The Speaker shall possess the powers and perform the duties herein prescribed:

- (a) To preserve order and decorum; he may speak to points of order in preference to the other members, rising from his chair for that purpose.
- (b) To decide all questions of order subject to appeal to the Assembly by any member. On every appeal, he shall have the right to assign his reason for his decision.
- (c) To have general direction over the Assembly Chamber and rooms set aside for the use of the Assembly, including the rooms for use by members as private offices.
- (d) To name any member to perform the duties of the Speaker, but such substitutions shall not extend beyond adjournment.
- (e) To appoint the membership of all standing and special committees.
- (f) To propose a schedule of meetings of standing committees.
- (g) To have general control and direction over the Journals, papers and bills of the Assembly.
- (h) To act as Chairman of the Committee of the Whole.
- (i) To order the lobby and gallery cleared whenever he shall deem it necessary.
- (j) To assign desks to properly accredited newspaper representatives.
- (k) To authenticate by his signature, when necessary, or when required by law, all bills, memorials, resolutions, orders, proceedings, writs, warrants and subpoenas issued by order of the Assembly.

Duties of the Speaker Pro Tempore

20. The Speaker pro tempore shall have the powers and perform the duties of the Speaker during his absence.

Duties of the Chief Clerk

21. The duties of the Chief Clerk shall be as follows:

- (a) To have charge of and supervise all clerical business and printing of the Assembly.
- (b) To see that the Journals, other publications and records of the Assembly are properly kept.

(c) To refuse to permit any records or papers to be taken from the desk or out of his custody, except upon duly signed receipts from persons authorized

(d) To read or allow his assistants to read from the desk only such matter as the Speaker of the Assembly shall direct.

(e) To have general supervision over all clerks, attaches and employees, and to be responsible for their official acts and their performance of and regular attendance upon their duties.

(f) To suspend temporarily any clerk, attache or employee for incompetency or dereliction of duty, pending action by the Committee on Rules.

(g) To perform all other duties pertaining to his office as prescribed by law or Assembly Rule.

Duties of the Sergeant-at-Arms

22. The duties of the Sergeant-at-Arms shall be as follows:

(a) To attend the Assembly during its session, preserve order, announce all official messengers, and serve all processes issued by authority of the Assembly and directed by the Speaker; he shall receive his actual expenses for himself or for an assistant when executing any such process.

(b) To see that no person is admitted to the Assembly Chamber except in accordance with the provisions of these Rules.

(c) To have general supervision over the Assistant Sergeants-at-Arms and be responsible for their official acts and their performance of and regular attendance upon their duties.

(d) To suspend temporarily any Assistant Sergeant-at-Arms for incompetency or dereliction of duty, pending action by the Committee on Rules.

(e) To execute all commands of the Speaker.

(f) To perform all other duties pertaining to his office as prescribed by law or Assembly Rule.

Members' Decorum and Privileges

Order in Speaking to Questions

23. When a member desires to address the Assembly, he shall rise from his seat and respectfully address himself to "Mr. Speaker." Upon being recognized, he may speak, confining himself to the question under consideration.

No member shall speak more than once during the consideration of any one question on the same day and at the same stage of proceeding except that the author of a bill or resolution, or the mover of a question shall have the right to close the debate thereon. No member shall be allowed to speak more than 10 minutes to open and 5 minutes to close the debate thereon, and no member other than the author or the mover of the question shall be allowed to speak more than 5 minutes thereon. No member shall yield to any other member the time for which he is entitled to speak on any matter.

Speaker to Decide Who Is Entitled to Floor

24. When two or more members rise at the same time, the Speaker shall designate the member to speak first.

Members Called to Order for Transgressing Rules

25. If any member in speaking or otherwise, transgresses the Rules of the Assembly, the Speaker shall, or any member may call the offending member to order. The member so called to order shall immediately take his seat, unless permitted to explain; if called to order by a member, such member shall immediately state the point of order. The point of order shall be decided by the Speaker without debate. If the decision of the Speaker be in favor of the member called to order, he shall be at liberty to proceed; if otherwise, he shall be required to keep his seat. Every such decision by the Speaker shall be subject to an appeal to the Assembly.

Members Called to Order for Offensive Words

26. If any member be called to order for offensive words spoken in debate, the person calling him to order shall state to the Assembly the words to which exception is taken. No member shall be held to answer, or be subject to censure by the Assembly, for language used in debate, if other business shall have been transacted by the Assembly prior to exception being taken to the words spoken.

Members Voting

27. Every member actually in the Assembly Chamber when a roll call is required, shall record his vote openly and without debate, unless the Assembly shall, after he has stated his reasons for not doing so, excuse him. All motions to excuse a member shall be made before the Assembly divides, or before the recording of ayes and noes is commenced. Any member requesting to be excused from voting may make a brief

oral statement of the reasons for such request, and the question shall then be decided without debate by a majority vote of the members present.

The name of any member who refuses to vote as required by this Rule after being requested by the Speaker to do so and who has not been excused from doing so shall be entered on the Journal of the Assembly, together with a statement that he was present and did so refuse to vote. Any member who refuses so to vote may, if he so desires, and immediately after the announcement of the vote, submit a written explanation of his failure to vote and have such explanation printed on the Journal, provided no such explanation shall exceed 50 words in length.

In addition to the entry of his name on the Journal, any member who refuses so to vote when required, and who has not been excused from doing so, may, immediately after the announcement of the vote, in the discretion of the Speaker or upon demand of any member, be summoned to appear before the bar of the Assembly for public censure by the Speaker or by any member designated by the Speaker.

Censure of a member as provided by this Rule shall not constitute a bar to proceedings for his expulsion from the Assembly pursuant to Section 9 of Article IV of the Constitution.

A member may submit a written explanation of his vote on any bill or House resolution, and have such explanation printed on the Journal immediately following such vote, provided no such explanation shall exceed 50 words in length.

Ayes and Noes

28. The ayes and noes shall be recorded by the electrical voting system on the final passage of all bills, or by viva voce when demanded by three members or when ordered by the Speaker, and on any other question when called for by three members or ordered by the Speaker, the names of which members shall be entered in the Journal.

Voting Not to Be Interrupted

29. When once begun, voting shall not be interrupted, except that any member may have the total pending vote flashed on the visible vote recorder and except that any member may move a call of the Assembly, after the completion of the roll and prior to the final recording and announcement of the vote.

Changing Vote

30. Prior to the announcement of the vote, the Speaker shall inquire if all members have voted. After the vote is announced, no member shall be allowed to change his vote, or have his vote recorded.

Members at Clerk's Desk

31. No member or other person shall be allowed at the Clerk's desk while the ayes and noes are being recorded or the votes counted.

Tie Vote

32. In case of an equal division, or tie vote, the question shall be lost.

Call of the Assembly

33. After the roll has been called, and prior to the announcement of the vote, any member may move a call of the Assembly. A majority of the members present may order a call of the Assembly and the Speaker shall immediately order the Sergeant-at-Arms to lock all doors and shall direct the Clerk to prepare a list of absentees as disclosed by the last roll call. Thereupon no member shall be permitted to leave the Assembly Chamber except by written permission of the Speaker and no person shall be permitted to enter except such member as is taken into custody as herein provided, or Senators, officers, attaches or employees of the Legislature in the official performance of their duties.

Those members who are found to be absent and for whom no leaves of absence have been granted, shall be forthwith taken into custody wherever found by the Sergeant-at-Arms or his assistants, and brought to the Assembly Chamber. No recess or adjournment shall be taken during a call of the Assembly. During such call the Assembly may consider and transact any matter of business by unanimous consent. No call of the Assembly shall be ordered on any matter while the Assembly is already under call. A call of the Assembly may be dispensed with at any time upon a majority vote of the members present, at which time the completion of the roll call pending when the call of the Assembly was ordered, shall become the immediate order of business before the Assembly.

Leave of Absence

34. No member shall absent himself from attendance at any session of the Assembly without leave of the Assembly, and no member shall obtain such leave of absence or be excused for nonattendance, except by a two-thirds vote of all members elected to the Assembly, or by unanimous consent.

Personal Privilege

35 Any member may rise to explain a matter personal to himself and shall forthwith be recognized by the Speaker, but shall not discuss a question in such explanation. Such matters of personal privilege yield only to a motion to recess or adjournment.

Objection to Reading of Any Paper

36. Any member upon recognition by the Speaker may object to the reading of any paper before the Assembly. After such objection, the question of reading shall be determined without debate by a majority vote of the members present, upon a brief statement of its substance by the Speaker.

Assignment of Desks to Members

37. Members shall be assigned to desks by the Superintendent of Capitol Buildings and Grounds, and, so far as possible, he shall conform to the requests of members, giving due consideration to their seniority in point of service in the Assembly.

Motions and Questions*Precedence of Motions During Debate*

38. When a question is under debate or before the Assembly, no motions shall be received but the following, which shall take precedence in the order named:

- First*—To adjourn;
- Second*—To recess to a time certain;
- Third*—To lay on the table;
- Fourth*—For the previous question;
- Fifth*—To set as a special order;
- Sixth*—To postpone indefinitely;
- Seventh*—To refer or re-refer;
- Eighth*—To amend.

Questions of Order Decided Without Debate

39. All incidental questions of order, arising after a motion is made for any of the questions named in Rule No. 38 and pending such motion, shall be decided by the Speaker without debate, whether on appeal or otherwise.

Appeal From Decision of the Speaker

40. Any member may appeal from a decision of the Speaker without waiting for recognition by the Speaker, even though another member has the floor. No appeal is in order when another is pending, or when other business has been transacted by the Assembly prior to the appeal being taken.

Upon the appeal being seconded, the Speaker may give his reasons for the decision, and shall forthwith put this question to the Assembly: "Shall the decision of the Speaker be sustained?"

An appeal can not be amended and yields only to a motion to recess or adjourn, to lay on the table, or a question of personal privilege. If an appeal be laid on the table, such action shall have no effect on the pending question.

An appeal can not be debated when relating to indecorum, transgression of Rules, or priority of business. A majority vote of the members present shall decide any appeal.

To Adjourn

41. A motion to adjourn is not debatable and can not be amended, and is always in order, except (a) when another member has the floor; (b) when the Assembly is voting; (c) during a call of the Assembly. The name of any member moving an adjournment and also the hour at which the motion was made and adjournment taken, shall be entered on the Journal. Such a motion to adjourn must be adopted by a majority vote of the members present.

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

To Recess to a Time Certain

42. A motion to recess to a time certain shall be treated the same as a motion to adjourn, except that such motion is debatable when no business is before the Assembly, and can be amended as to the time and duration of the recess. It yields only to a motion to adjourn.

To Lay on the Table

43. A motion to lay on the table is not debatable and can not be amended.

A motion to table a bill, constitutional amendment, concurrent or joint resolution requires a majority vote of the entire elected membership.

Any motion to lay on the table, if carried by a majority vote of the entire elected membership, carries with it the main question and everything that adheres to it; provided, however, that a motion to lay an amendment on the table, if adopted, does not carry with it a bill, constitutional amendment, concurrent, joint or House resolution.

A motion to lay an amendment on the table may be adopted by a majority vote of the members present.

The Previous Question

44. The previous question shall be put only when demanded by five members, and in this form "Shall the question be now put?" And its effect, when sustained by a majority of the members present, shall be to put an end to all debate and bring the House to a vote only on the question then pending; except that the proponent of the matter pending shall be allowed not to exceed five minutes to close the debate.

Motion to Set Special Order

45. A motion to set any matter before the Assembly as a special order of business must be adopted by a two-thirds vote of the members elected. It is debatable only as to the propriety of setting the main question as a special order of business, and may be amended only as to the time.

Motion to Postpone to a Time Certain

46. A motion to postpone to a time certain shall be deemed and treated as a motion to set as a special order.

Motion to Postpone Indefinitely

47. When a motion is made to postpone indefinitely any bill, motion or amendment, it opens the main question to debate. Should the motion to postpone indefinitely prevail by a majority vote of the entire membership, the main question shall not be acted upon again during the session.

Motion to Amend

48. A motion to amend may itself be amended, but no "amendment to an amendment" can be amended. A motion to amend is debatable, except where the main question to be amended is not debatable. Any motion to amend may be adopted by a majority vote of the members present.

A motion to amend having been decided in the negative, shall not again be in order on the same day, or at the same stage of proceeding. A motion to amend by striking out certain words having been decided in the negative, shall not preclude a motion to amend by adding words, or a motion to amend by striking out and inserting words; but in no case shall a further amendment be substantially the same as the one rejected.

Subject to the above provisions of this Rule, a motion to amend is in order during the second or third reading of any bill.

A motion to lay an amendment on the table may be adopted by a majority vote of the members present, as provided in Rule 43.

Amendment to Be Germane

49. No amendment to any bill, whether reported by a committee or offered by a member, shall be in order when such amendment relates to a different subject, or is intended to accomplish a different purpose, or requires a title essentially different from the original title of any bill.

No amendment shall be in order which adds or deletes the name of a member as an author or co-author, or which changes the original number of any bill.

Substitute Motion

50. A motion to substitute shall be deemed and treated as a motion to amend.

Motions in Writing

51. Upon request of the Speaker all motions shall be reduced to writing and shall be read by the Speaker before the same are acted upon.

Consideration of Motions

52. No motion, whether oral or written, shall be adopted until the same shall be seconded and distinctly stated to the Assembly by the Speaker.

Division of Questions

53. Any member may call for a division of the question, and the Speaker shall order the question divided if it comprehend propositions in substance so distinct that one being taken away, a substantive proposition shall remain for the decision of the Assembly.

Resolutions

54. The adoption of any resolution authorizing the expenditure of money shall require an affirmative recorded vote of a majority of all members elected to the Assembly. All House resolutions shall be numbered and shall be referred to the appropriate committee by the Speaker.

Withdrawal of Motions

55. After a motion is stated by the Speaker, or a bill, resolution or petition read by the Clerk, it shall be deemed to be in the possession of the Assembly.

Motion to Be Germane

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

Bills Reported Back to Assembly

57. All committees shall act upon bills referred to them as soon as practicable, and when acted upon each bill shall be reported back to the Assembly forthwith, and the chairman of each committee is charged with the observance of this Rule.

Motion to Withdraw and Recall Bills

58. A motion to withdraw a bill or resolution from committee, or to re-refer a bill or resolution from one committee to another committee may be made during the regular order of business. A motion to re-refer shall only be debatable as to the propriety of such reference and shall require a recorded vote of a majority of the elected members.

No bill or resolution shall be withdrawn from committee and placed upon the File except upon two days' notice thereof and except by a recorded vote of a majority of the elected members.

Bills Stricken From Calendar

59. A motion to strike from the File any bill or House resolution requires a majority vote of the entire elected membership. Such bill shall not be acted upon again during the session.

Motion to Rescind Action and Expunge Record

60. Previous to the approval of the Journal by the Assembly, any action may be rescinded and its record ordered expunged by an affirmative recorded vote sufficient to take such action originally; except that no action shall be rescinded and the record expunged by a vote less than a majority of the entire elected membership. No motion to rescind the action and expunge the record shall be made twice on the same proposition.

Reference of Bills to Committee

61. Immediately following its first reading the Speaker shall refer each bill to a committee, unless upon a motion, the Assembly by a majority vote of its entire elected membership, shall refer it to some other committee. Such motion to refer a bill shall not be debatable. Should several different committees be proposed, preference shall be given as follows:

- 1 Committee of the Whole.
- 2 Standing Committee.
- 3 Special Committee

Record of Bills

62. The Chief Clerk shall cause to be kept a permanent record of every action taken by the Assembly on every bill, and the date of such action. Every such action and the date thereof shall also be indorsed upon such bill.

Consideration of Constitutional Amendments, Concurrent and Joint Resolutions

63. Constitutional amendments, concurrent and joint resolutions may be amended by a majority of the members present and shall be treated the same as bills, except that they shall be read but once. The ayes and noes shall not be called upon the adoption of concurrent resolutions, except those presenting charter amendments or authorizing expenditures of money, unless regularly demanded or required by statute or by the Constitution.

Second Reading of Bills

64. All bills shall be read the second time in the order of their appearance upon the Second Reading File. Upon second reading, Assembly bills reported without amendments shall be ordered engrossed, and Senate bills reported without amendments shall be ordered to third reading.

Committee Amendments

65. Committee amendments reported with bills shall be considered upon their second reading and such amendments may be adopted by a majority vote of the members present. Assembly bills so amended shall be ordered reprinted and engrossed, and Senate bills so amended shall be ordered reprinted and to third reading.

Amendments From the Floor

66. Any member may move to amend a bill during its second or third reading and such motion to amend may be adopted by a majority vote of the members present. Bills so amended on second reading shall be treated the same as committee amendments. Any bill so amended upon the Third Reading File, shall be reprinted and all Assembly bills so reprinted shall be ordered re-engrossed. The Chief Clerk shall order printed not to exceed 1,000 copies of all amended bills.

Committee on Engrossment and Enrollment

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

Engrossing and Enrolling Bills

68. The Engrossing and Enrolling Clerk shall engross and enroll all bills which shall come to his hands for such purposes, in compliance with the provisions of Section 539 of the Political Code, and in the order of time in which the same shall be acted upon by the Assembly.

Bills Transmitted to the Senate

69. Upon the final passage of any bill, if no notice of motion to reconsider such bill be given, the Speaker shall order the bill transmitted to the Senate under signature of the Chief Clerk. Senate bills refused passage shall forthwith be returned to the Senate under similar signature.

Bills Considered During Last Seven Days

70. No Assembly bill shall be passed by the Assembly within seven calendar days previous to the time set for adjournment *sine die* of the Legislature, except upon recommendation of the Speaker and permission to consider and vote on such bill being granted by a recorded vote of three-fourths of the entire elected membership of the Assembly.

Concurrence in Senate Amendments

71. It shall require the same affirmative recorded vote to concur in any Senate amendment to an Assembly bill as the vote required by the Constitution for the passage of such bill. It shall require an affirmative recorded vote of two-thirds of the entire elected membership of the Assembly to concur in any Senate amendment to an Assembly bill which contains an item or items of appropriation subject to reduction or elimination under the provisions of Section 34a of Article IV of the Constitution. The vote on concurrence or upon the adoption of such free conference report of the Assembly shall be deemed the vote upon final passage of such bill. When Senate amendments to an Assembly bill are concurred in, the bill shall be forthwith ordered enrolled, and the Chief Clerk shall notify the Senate of such concurrence.

Nonconcurrence in Senate Amendments

72. If the Assembly refuse to concur in the Senate amendments to any Assembly bill, the Chief Clerk shall notify the Senate of such refusal and request the Senate to recede from its amendments. If the Senate so recede and notify the Assembly, the bill shall be forthwith ordered enrolled.

Committee on Free Conference

73. Should the Senate refuse to recede from its amendments and so notify the Assembly, the Speaker shall thereupon appoint three members as a Committee on Free Conference. If there be a minority vote on concurrence, two of such members

shall be selected from those voting against concurrence and the third member shall be selected from those voting for concurrence. The Chairman of the Senate Committee on Free Conference for the same bill shall arrange the time and place of meeting of such committee. It shall require an affirmative vote of not less than four of the members constituting the Committee on Free Conference to agree upon a report and the report shall be submitted to both the Senate and Assembly. Such report is not subject to amendment and if either house refuses to adopt such report, the conferees shall be discharged and other conferees appointed. No member who has served on a Committee on Free Conference shall be appointed a member of another Committee on Free Conference on the same bill. The presentation and consideration of any report of a Committee on Free Conference shall always be in order, except during a roll call or when a member has the floor. It shall require the same affirmative recorded vote to adopt any free conference report as required by the Constitution upon the final passage of the bill affected by such report. It shall require an affirmative recorded vote of two-thirds of the entire elected membership of the Assembly to adopt any free conference report affecting any Assembly bill which contains an item or items of appropriation which are subject to reduction or elimination under the provisions of Section 34a of Article IV of the Constitution. The vote on concurrence or upon the adoption of such free conference report by the Assembly shall be deemed the vote upon final passage of such bill.

Enrollment

74. After final passage by both houses, any Assembly bill not amended by the Senate shall be forthwith ordered by the Speaker to be enrolled, as provided in Section 539 of the Political Code. The Committee on Engrossment and Enrollment shall report both the day and hour each enrolled bill is presented to the Governor, which report shall be entered on the Journal.

Committees

Standing Committees

75. The standing committees of the Assembly shall be as follows:

1. A Committee on Agriculture, to consist of 17 members.
2. A Committee on Aviation and Aircraft, to consist of 11 members.
3. A Committee on Banking, to consist of 9 members.
4. A Committee on Building and Construction, to consist of 7 members.
5. A Committee on Building and Loan Associations, to consist of 7 members.
6. A Committee on Civil Service, to consist of 9 members.
7. A Committee on Commerce and Navigation, to consist of 9 members.
8. A Committee on Constitutional Amendments, to consist of 13 members.
9. A Committee on Contested Elections, to consist of 5 members.
10. A Committee on Corporations, to consist of 9 members.
11. A Committee on County Government, to consist of 15 members.
12. A Committee on Crime Problems, to consist of 7 members.
13. A Committee on Direct Legislation, to consist of 7 members.
14. A Committee on Education, to consist of 13 members.
15. A Committee on Elections, to consist of 11 members.
16. A Committee on Engrossment and Enrollment, to consist of 5 members.
17. A Committee on Exhibitions and Fairs, to consist of 7 members.
18. A Committee on Federal Relations, to consist of 7 members.
19. A Committee on Financial Institutions (other than banking and building and loan associations), to consist of 7 members.
20. A Committee on Fish and Game, to consist of 15 members.
21. A Committee on Governmental Efficiency and Economy, to consist of 15 members.
22. A Committee on Governmental Revenues and Expenditures, to consist of 5 members.
23. A Committee on Hospitals and Asylums, to consist of 11 members.
24. A Committee on Insurance, to consist of 13 members.
25. A Committee on Introduction of Bills, to consist of 5 members.
26. A Committee on Irrigation, to consist of 17 members.
27. A Committee on Judiciary Codes, to consist of 17 members.
28. A Committee on Judiciary General, to consist of 15 members.
29. A Committee on Labor and Capital, to consist of 13 members.
30. A Committee on Libraries, to consist of 5 members.
31. A Committee on Live Stock and Dairies, to consist of 9 members.
32. A Committee on Manufactures, to consist of 7 members.
33. A Committee on Medical and Dental Laws, to consist of 13 members.
34. A Committee on Mileage, to consist of 5 members.
35. A Committee on Military Affairs, to consist of 9 members.
36. A Committee on Mines and Mining, to consist of 9 members.
37. A Committee on Motor Vehicles, to consist of 15 members.
38. A Committee on Municipal Corporations, to consist of 13 members.
39. A Committee on Oil Industries, to consist of 13 members.

- 40 A Committee on Natural Resources, to consist of 11 members
- 41 A Committee on Prisons and Reformatories, to consist of 11 members.
- 42 A Committee on Public Charities and Corrections, to consist of 9 members.
- 43. A Committee on Public Health and Quarantine, to consist of 13 members.
- 44 A Committee on Public Morals, to consist of 11 members.
- 45. A Committee on Public Utilities, to consist of 11 members.
- 46 A Committee on Revenue and Taxation, to consist of 15 members
- 47. A Committee on River Navigation, Reclamation and Flood Control, to consist of 13 members.
- 48 A Committee on Roads and Highways, to consist of 15 members.
- 49 A Committee on Rules, to consist of 9 members, including the Speaker.
- 50 A Committee on Social Service and Welfare, to consist of 15 members
- 51. A Committee on Soldiers and Sailors Affairs, to consist of 13 members.
- 52. A Committee on State Grounds and Parks, to consist of 7 members.
- 53. A Committee on State Colleges, to consist of 7 members.
- 54 A Committee on Unemployment, to consist of 13 members.
- 55. A Committee on Universities, to consist of 7 members.
- 56. A Committee on Ways and Means, to consist of 21 members.
- 57. A Committee on Reapportionment, to consist of 21 members

Committee Quorum

76 A majority of the membership of any standing committee shall constitute a quorum for the transaction of its business. At least a majority of all members constituting such committee shall be required to report a bill out of committee.

Meetings of Standing Committees

77 All standing committees shall meet at the hour provided by schedule, unless otherwise ordered by the Assembly. Committees may hold such additional meetings as the chairman of the committee may deem necessary; provided, that no committee shall meet during any session of the Assembly without first obtaining permission from the Assembly.

Every scheduled committee meeting shall be open to the public, unless the committee by a majority vote of its entire membership shall order an executive session.

Standing Committee Rules

78. The Rules of the Assembly shall govern the conduct of all committee meetings whenever practicable. Each committee may adopt, by a majority vote of its entire membership, such additional Rules as it may deem necessary for the conduct of any business referred to such committee

Signing Bills Out of Committee

79 No bill shall be signed out of committee unless the committee has failed to hold a meeting on two consecutive scheduled dates, or having so met, has failed to have a quorum present for the transaction of business.

Committee Expenditures

80. No member or committee shall be permitted to incur any expense without first receiving the consent of the Assembly, except that the Chairman of the Committee on Ways and Means shall be allowed his actual expenses for the performance of any duties of his office during the constitutional recess.

Appointment of Attaches

81 The Committee on Rules shall recommend the appointment of all attaches and employees of the Assembly not otherwise provided for by statute. It shall have authority to suspend, with or without pay, any such attache or employee for incompetency or dereliction of duty, pending final action by the Assembly.

Committee on Ways and Means

82 The Committee on Ways and Means shall consider all bills to appropriate money, other than contingent expenses of the Assembly.

Whenever requested by the Assembly, the Chairman of the Committee on Ways and Means shall report the exact condition of legislation involving appropriations and the aggregate amount of all proposed appropriations pending before the committee. The committee may also report whenever necessary, their opinion as to the condition of the State revenues and expenditures

Committee of the Whole

83. The Assembly may resolve itself into a Committee of the Whole at any time by a majority vote of the members present. The Speaker of the Assembly, or any member named by the Speaker, shall preside as Chairman of the Committee of the Whole. The Rules of the Assembly shall be observed in the Committee of the Whole so far as they may be applicable, except that the ayes and noes need not be taken.

A motion that the Committee of the Whole "do now rise and report back to the Assembly," shall always be in order, and shall be decided without debate. All actions of the Committee of the Whole shall be reported to the Assembly by the chairman, but shall not be entered on the Journal except upon motion and a majority vote of the members present.

Reconsideration of Vote

84 Notice of a motion to reconsider on the next legislative day, the vote whereby any bill, constitutional amendment, concurrent or joint resolution was passed or refused passage, must be given on the same day such vote to be so reconsidered was taken.

A notice of motion to reconsider a vote must be given by a member voting on the bill, constitutional amendment, concurrent or joint resolution, and shall take precedence over all motions, except a motion to adjourn. Upon such notice of motion being given, the bill, constitutional amendment, concurrent or joint resolution shall forthwith be placed upon the Unfinished Business File, and no further action shall be taken prior to the next legislative day. When a notice of a motion to reconsider has once been made, the same shall be considered to be the property of the Assembly. The notice of motion to reconsider may be called up by any member on the next legislative day after the notice of reconsideration of the bill, constitutional amendment, concurrent or joint resolution has been given.

Any member voting on any motion, amendment, concurrence, recedence, Assembly resolution or proposition other than a bill, constitutional amendment, concurrent or joint resolution, may give notice of reconsideration of the vote whereby the same was passed or refused passage on the same day such vote to be reconsidered was taken, which notice shall suspend all further consideration until the next legislative day; provided, however, that a motion to reconsider on the same day the notice was given shall take precedence over and above such notice and upon demand of any member must be put to an immediate vote. A motion to reconsider any proposition other than a bill, constitutional amendment, concurrent or joint resolution shall require an affirmative recorded vote of a majority of the entire elected membership.

No notice of motion for reconsideration shall be in order on the day preceding the last day for consideration of Assembly or Senate bills in the Assembly. No motion to reconsider shall be adopted except upon an affirmative recorded vote of a majority of the entire elected Assembly membership, except that constitutional amendments to be so reconsidered shall require an affirmative recorded vote of two-thirds of the entire Assembly elected membership.

When reconsideration is granted, the bill shall resume its exact position before the Assembly previous to its being voted upon.

Printing

Authority for Printing

85 The State Printer shall not charge any printing or other work to the Assembly other than provided by law or by Assembly Rule, except upon a written order signed by the Chief Clerk of the Assembly and countersigned by the Chairman of the Committee on Rules or by the Speaker, and delivered to him prior to beginning such printing or work. All invoices for printing furnished the Assembly shall be rendered by the State Printer within 30 days after completion of said printing. When necessary, the Chief Clerk may order certain printed matter completed in advance of its regular order by the issuance of a rush order.

Printing Style, Form and Amount to Be Printed

86 Unless otherwise restricted by law or by Assembly Rule, the style and form of all printing, the quality of paper to be used, and the number of copies to be printed of each order, shall be decided by the Chief Clerk and approved by the Speaker or Chairman of Committee on Rules. All requests by members for additional copies of bills, documents or other printed matter shall be referred to the Committee on Rules.

Printing Assembly History

87. The Chief Clerk shall cause to be compiled and printed during the constitutional recess, a Legislative Handbook and a Semi-Final Assembly History, together with an index, setting forth a complete History showing all actions on bills, constitutional amendments, concurrent, joint and house resolutions prior to the constitutional recess.

During the remainder of the session, the Chief Clerk shall cause to be printed and placed upon each member's desk prior to convening on Monday of each week, a complete History showing all actions taken upon each measure up to and including the legislative day preceding its issuance. For each legislative day intervening between the issuance of such Weekly History, there shall be printed a Daily Sup-

plemental History showing only actions taken upon any measure since the issuance of the preceding Weekly History.

Printing of Maps

88. Maps or charts accompanying documents other than bills shall not be printed without special authority from the Assembly by a majority vote of its entire elected membership.

Rules

Adoption of Standing Rules

89. The adoption of the Standing Rules shall require an affirmative recorded vote of a majority of the entire elected membership. When once adopted, such Standing Rules shall remain in effect, unless suspended or amended as provided in these Rules.

Parliamentary Rules

90. Roberts Rules of Order shall be the recognized authority on all occasions when the Assembly Rules are not applicable.

Suspension of Rules

91. Unless otherwise specifically provided by law or Assembly Rule, any Standing Rule of the Assembly may be suspended temporarily by a vote of two-thirds of the members present; provided, that such temporary suspension shall apply only to the matter under immediate consideration, and in no case shall it extend beyond an adjournment.

Amending Standing Rules

92. No Standing Rule of the Assembly shall be amended except by an affirmative recorded vote of a majority of the entire elected membership of the Assembly and one day's notice must be given on the motion thereof.

Temporary Rule

93. The Committee on Rules may at any time report a temporary Rule. Upon adoption by an affirmative recorded vote of two-thirds of the entire elected membership of the Assembly, such temporary Rule shall have the effect for the time being, of a Standing Rule. If such temporary Rule shall be in conflict with a Standing Rule, it shall supersede such Standing Rule only for the time being.

A motion proposing to increase or diminish the membership of a standing committee or the number of standing committees, shall not be considered until the same shall have been referred to and approved by the Committee on Rules.

Miscellaneous

Press Privileges

94. Newspaper correspondents desiring Assembly press cards and privileges shall make written application to the Speaker. The Assembly by a majority vote of the members present may revoke any press card.

The Speaker shall assign the Assembly press desks; also the necessary rooms for the exclusive use of such accredited press representatives.

Privilege of Addressing the Assembly

95. No person other than a member of the Assembly shall be permitted to address the Assembly except in the Committee of the Whole.

Smoking in Assembly Chamber

96. Smoking may be prohibited temporarily during any session of the Assembly by a majority vote of the members present.

Fees for Witnesses

97. Each witness summoned to appear before the Assembly or any of its committees shall receive the sum of five dollars (\$5) for each day such witness shall be required to appear, and the sum of three and one-half cents (\$.03½) for each mile he shall travel in coming to and going from the place of examination.

Use of Assembly Chamber

98. The Assembly Chamber shall not be used for any public or private business other than legislative matters, during the sessions of the Legislature, except by consent of a majority of the entire elected membership of the Assembly.

Persons Admitted to Floor of the Assembly

99. No persons other than members, officers, attaches, employees of the Legislature, former members of the Legislature, and accredited members of the press, shall be admitted to the floor of the Assembly during any session of the Assembly; provided, that a guest of any member shall be admitted, upon presentation of a guest

card of said member, countersigned by the Speaker, such guest card being valid only on the legislative day for which it was issued.

All guests shall be seated only in the chairs in the rear of the Assembly Chamber and shall not be permitted to sit at the desks of the members while the Assembly is in session. No person other than an accredited newspaper representative shall be permitted to sit at the press desks. A special section in the balcony shall be reserved for those holding guest cards

Lobbying in the Assembly Chamber

100. All persons appearing, or being, or desiring to appear, or be, at or in the Assembly Chamber, or at or in any committee room of the Assembly for the purpose of advocating the adoption, or defeat of any bill, measure or resolution, introduced in, pending before, or being considered by the Assembly, or by any committee thereof, or for the purpose of soliciting the vote of any member of the Assembly upon any such bill, measure, or resolution, shall register with the Sergeant-at-Arms, his name and address, together with a statement of the person or persons, corporation or corporations, or interest represented by or intended to be represented by him, and shall file with the Sergeant-at-Arms his written authority to represent such person, corporation or interest, and thereupon the Sergeant-at-Arms shall issue to such person a certificate that he has so registered in conformity with this Rule, which certificate shall be exhibited to the chairman of a committee upon request. A complete record of all persons so registered, together with their respective addresses, and the persons, corporations or interest represented by them, shall be kept, and preserved by the Sergeant-at-Arms, and shall be open at all times to public inspection.

This Rule shall not apply to members of either house of the Legislature, to elected State officers, or citizens of the State of California appearing in their own interest or behalf who are not representing any group, organization or corporation.

No person shall appear at or enter the Assembly Chamber, or any committee room of the Assembly, for the purpose of advocating the adoption or defeat of any bill, measure or resolution, without first having registered and secured the certificate, as herein provided.

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

Speaker Explains Order of Business

101. The Speaker may, on his own motion or upon the motion of any member of the Assembly, explain the order of business when the motion pending before the Assembly is not debatable. Such explanation is not to consume more than two minutes.

Admission to Assembly Chamber

102. Persons admitted to the Assembly Chamber, other than members and attaches, shall not be permitted to stand in the lobby in the rear of the Assembly Chamber while the Assembly is in session, but shall be required to occupy the seats provided for them.

Request for Unanimous Consent

Mr. Lyon asked for, and was granted, unanimous consent to take up House Resolution No. 4, at this time, without reference to committee.

Resolution read.

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

AYES—Allen, Andreas, Bashore, Burkhalter, Burns, Hugh M., Burns, Michael J., Cain, Call, Clarke, Collins, Sam L., Crowley, Daley, Del Mutolo, Desmond, Dickey, Dills, Dilworth, Doyle, Evans, Field, Gaffney, Gunlock, Hawkins, Heisinger, Houser, Frederick F., Johnson, Kellems, Kilpatrick, King, Knight, T. Fenton; Leonard, Lowrey, Maloney, Massion, McCollister, Meehan, Middough, Miller, Millington, O'Day, Pelletier, Phillips, Potter, Richie, Robertson, Russell, Salsman, Sawallsch, Sheridan, Tenney, Thomas, Thurman, Turner, Voigt, Waters, Watson, Welch, Weybret, Wollenberg, and Mr. Speaker—60.

NOES—None.

APPOINTMENT OF STANDING COMMITTEES

The Speaker announced that the standing committees of the Fifty-fourth (Regular) Session would be the standing committees of the Fifty-fourth (Second Extraordinary) Session

ANNOUNCEMENT BY THE SPEAKER

The Speaker announced that all bills, before introduction in this Second Extraordinary Session, must be referred to the Legislative Counsel Bureau to determine whether or not they be within the scope of the Governor's Proclamation.

RESOLUTIONS

The following resolutions were offered:

By Mr. Lyon:

House Resolution No. 5

Resolved, That the following named persons be and they are hereby appointed to the positions hereinafter set forth as provided by law, with the compensation set opposite their names payable weekly, and the Controller is hereby directed to draw his warrants in favor of the respective persons for the said respective amounts, and the Treasurer is hereby directed to pay the same:

<i>Commencing Saturday, January 17, 1942</i>	<i>Per day</i>
Arthur A. Ohnmus, Chief Clerk.....	\$10 00
Frank Reed, Assistant Chief Clerk.....	9 00
C. William Queale, Minute Clerk.....	9 00
Charles W. Robbins, Engrossing and Enrolling Clerk.....	7 00
Harold Lewright, Assistant Clerk.....	7 00
Juamta L. Dependener, Assistant Clerk.....	7 00
Nina Ronstadt, Assistant Clerk.....	7 00
Irene Mosher, Assistant Clerk.....	7 00
Wilkie Ogg, Sergeant-at-Arms.....	8 00
Rev. Thomas H. Markham, Chaplain.....	4 00
Dolly Smith, Stenographer.....	5 00
Carroll Dudley, Assistant Clerk.....	7 00
Ed. Nathan, Assistant Sergeant-at-Arms.....	5 00
William C. Coffman, Chief Page.....	3 00
Louis Desmond, Assistant Sergeant-at-Arms.....	5 00

Resolved, further, That the compensations of the above named attaches shall be on a seven-day per week basis.

Request for Unanimous Consent

Mr. Lyon asked for, and was granted, unanimous consent to take up House Resolution No. 5, at this time, without reference to committee.

Resolution read.

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

AYES—Allen, Andreas, Bashore, Burkhalter, Burns, Hugh M., Burns, Michael J., Cam. Call, Clarke, Collins, Sam L., Crowley, Daley, Del Mutolo, Desmond, Dickey, Dills, Donnelly, Doyle, Evans, Field, Gaffney, Gunlock, Hawkins, Heisinger, Houser, Frederick F., Johnson, Kellems, Kepple, Leonard, Lowrey, Maloney, Massion, McCollister, Meehan, Middough, Miller, Millington, O'Day, Pelletier, Phillips, Poole, Potter, Poulson, Riche, Russell, Salsman, Sawallisch, Sheridan, Stream, Tenney, Thomas, Thorp, Thurman, Turner, Voigt, Waters, Watson, Welch, Weybret, Wollenberg, and Mr. Speaker—61.

NOES—None.

By Mr. Lyon:

House Resolution No. 6

Resolved by the Assembly of the State of California, That the State Controller be and he is hereby directed and ordered to draw his warrants upon the proper fund in favor of the following named officers and members of the Assembly for the

amounts set opposite their names, and the State Treasurer is hereby directed and ordered to pay the same

District	Name	Address	Distance from county seat	Distance from county seat, more	Distance from county seat, less	Mileage one way	Total mileage	Amount at 5 cents per mile
1	Michael J Burns	Eureka, Humboldt County	312	--	--	312	624	\$31 20
2	Wm I Gumlock	Dunsmuir, Siskiyou County	295	--	42	--	506	25 30
3	Lloyd W Lowrey	Runsco, Yolo County	23	36	--	59	118	5 90
4	Seth Millington	Gridley, Butte County	86	--	14	72	144	7 20
5	Ernest C Crowley	Sustun, Solano County	48	--	--	--	96	4 80
6	Allen G Thurman	Colfax, Placer County	37	17	--	54	108	5 40
7	Richard H McCollister	Mill Valley, Marin County	105	8	--	113	226	11 30
8	John Edward Cam	Sacramento, Sacramento County	--	--	--	--	--	--
9	Earl D Desmond	Sacramento, Sacramento County	--	--	--	--	--	--
10	Harold F Sawallisch	Richmond, Contra Costa County	62	22	--	84	168	8 40
11	Charles M Weber	Stockton, San Joaquin County	48	--	--	--	96	4 80
12	James E Thorp	Lockeford, San Joaquin County	18	--	3	45	90	4 50
14	Randal F Dickey	Alameda, Alameda County	89	5	--	--	178	8 90
15	Bernard A Sheridan	Oakland, Alameda County	84	--	--	--	168	8 40
16	Arthur W Carlson	Piedmont, Alameda County	84	--	--	--	168	8 40
17	Henry P Meehan	Oakland, Alameda County	84	--	--	--	168	8 40
18	James H Phillips	Oakland, Alameda County	84	--	--	--	168	8 40
19	Gardiner Johnson	Berkley, Alameda County	84	--	1	83	166	8 30
20	Thomas A Maloney	San Francisco, San Francisco County	90	--	--	--	180	9 00
21	John D Welch	San Francisco, San Francisco County	90	--	--	--	180	9 00
22	George D Collins, Jr.	San Francisco, San Francisco County	90	--	--	--	180	9 00
24	Edward F O'Day	San Francisco, San Francisco County	90	--	--	--	180	9 00
26	Edward M Gaffney	San Francisco, San Francisco County	90	--	--	--	180	9 00
27	Albert C Wollenberg	San Francisco, San Francisco County	90	--	--	--	180	9 00
29	Harrison W Call	Redwood City, San Mateo County	119	--	--	--	238	11 90
30	Byrl R Salsman	Palo Alto, Santa Clara County	128	18	--	116	292	14 60
31	M G Del Mutolo	San Jose, Santa Clara County	128	--	--	--	256	12 80
32	Hugh P Donnelly	Turlock, Stanislaus County	77	14	--	91	182	9 10
33	George A Clarke	LoGrand, Merced County	114	15	--	129	258	12 90
34	Jacob M Leonard	Hollister, San Benito County	173	--	--	--	346	17 30
35	Fred Weybret	Soledad, Monterey County	208	44	--	252	504	25 20
36	Hugh M Burns	Fresno, Fresno County	169	--	--	--	338	16 90
37	S L Heisinger	Fresno, Fresno County	169	--	--	--	338	16 90
38	Gordon H Garland	Woodlake, Tulare County	206	16	--	222	444	22 20
39	Alfred W Robertson	Santa Barbara, Santa Barbara County	460	--	--	--	920	46 00
41	Rodney L Turner	Delano, Kern County	278	--	30	248	496	24 80
42	Everett G Burkhalter	North Hollywood, Los Angeles County	447	--	--	--	894	44 70
43	C Don Field	Glendale, Los Angeles County	447	--	10	437	874	43 70
44	John B Pelletier	Los Angeles, Los Angeles County	447	--	--	--	894	44 70
45	Thomas J Doyle	Los Angeles, Los Angeles County	447	--	--	--	894	44 70
46	Jack B Tenney	Inglewood, Los Angeles County	447	10	--	457	914	45 70
47	Eleanor Miller	Pasadena, Los Angeles County	447	13	--	460	920	46 00
48	T Fenton Knight	La Canada, Los Angeles County	447	16	--	463	926	46 30
49	Lee T Bashore	Glendora, Los Angeles County	447	26	--	473	946	47 30
50	Gerald C Kepple	Whittier, Los Angeles County	447	15	--	462	924	46 20
52	William H Poole	Bull, Los Angeles County	447	8	--	455	910	45 50
53	Fredrick F Houser	Alhambra, Los Angeles County	447	9	--	456	912	45 60
54	John B Knight	Los Angeles, Los Angeles County	447	--	--	--	894	44 70
55	Vernon Kilpatrick	Los Angeles, Los Angeles County	447	--	--	--	894	44 70
56	Norris Poulson	Los Angeles, Los Angeles County	447	--	--	--	894	44 70
57	Franklin J Potter	Los Angeles, Los Angeles County	447	--	--	--	894	44 70
58	Frank J Waters, Jr	Los Angeles, Los Angeles County	447	--	--	--	894	44 70
59	Charles W Lyon	Los Angeles, Los Angeles County	447	--	--	--	894	44 70
60	Jesse Randolph Kellem	Los Angeles, Los Angeles County	447	--	--	--	894	44 70
61	Ernest O Voigt	Los Angeles, Los Angeles County	447	--	--	--	894	44 70
62	Augustus F Hawkins	Los Angeles, Los Angeles County	447	--	--	--	894	44 70
63	Don A Allen	Los Angeles, Los Angeles County	447	--	--	--	894	44 70
64	Roger Alton Pfaff	Los Angeles, Los Angeles County	447	--	--	--	894	44 70
65	John W Evans	Los Angeles, Los Angeles County	447	--	--	--	894	44 70
66	Jack Masslon	Los Angeles, Los Angeles County	447	--	--	--	894	44 70
67	Cecil R King	Los Angeles, Los Angeles County	447	--	--	--	894	44 70
68	Vincent Thomas	San Pedro, Los Angeles County	447	23	--	470	940	47 00
69	Ralph C Dills	Compton, Los Angeles County	447	18	--	465	930	46 50
70	Lorne D Middough	Long Beach, Los Angeles County	447	22	--	469	938	46 90
71	Fred N Houser	Long Beach, Los Angeles County	447	22	--	469	938	46 90
72	Godfrey A Andreas	Upland, San Bernardino County	508	22	--	530	1060	53 00
73	Frank C Russell	Crestline, San Bernardino County	508	15	--	523	1046	52 30
74	Clyde A Watson	Orange, Orange County	481	--	--	--	962	48 10
75	Sam L Collins	Fullerton, Orange County	481	--	11	470	940	47 00

District	Name	Address	Distance from county seat	Distance from county seat, more	Distance from county seat, less	Mileage one way	Total mileage	Amount at 5 cents per mile
76	Nelson S Dilworth	Hemet, Riverside County	512	34		546	1092	\$54 60
77	Harvey E Hastain	Brawley, Imperial County	661		15	646	1292	64 60
78	Jeanette E Daley	San Diego, San Diego County	573				1146	57 30
79	Paul A Richie	San Diego, San Diego County	573				1146	57 30
80	Charles W Stream	Palm City, San Diego County	573	13		586	1172	58 60

Name	Address	Distance from county seat	Distance from county seat, more	Distance from county seat, less	Mileage one way	Total mileage	Amount at 10 cents per mile
Arthur A Ohnimus	San Francisco, San Francisco County				90	180	\$18 00
C William Queale	Fullerton, Orange County	481		11	470	940	94 00

Request for Unanimous Consent

Mr. Lyon asked for, and was granted, unanimous consent to take up House Resolution No. 6, at this time, without reference to committee.

Resolution read.

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

AYES—Allen, Andreas, Bashore, Burkhalter, Burns, Hugh M., Burns, Michael J., Cain, Call, Clarke, Collins, Sam L., Crowley, Del Mutolo, Dickey, Dills, Dilworth, Doyle, Field, Gaffney, Gunlock, Hastain, Hawkins, Heisinger, Johnson, Kellems, Kepple, King, Knight, John B., Knight, T. Fenton; Leonard, Lowrey, Lyon, Maloney, Massion, McCollister, Meehan, Middough, Miller, Millington, O'Day, Pelletier, Phillips, Poole, Potter, Poulson, Richie, Russell, Salsman, Sawallisch, Sheridan, Stream, Tenney, Thomas, Thorp, Thurman, Turner, Voigt, Waters, Watson, Welch, Weybret, Wollenberg, and Mr. Speaker—62.

NOES—Daley, and Desmond—2.

By Mr. Lyon:

House Resolution No. 7

Resolved by the Assembly of the State of California, That all of those persons who have filed their credentials and are duly recognized as representatives of the publications set opposite their names for the First Extraordinary Session are hereby recognized as the representatives of the publications set opposite their names for this Second Extraordinary Session.

Request for Unanimous Consent

Mr. Lyon asked for, and was granted, unanimous consent to take up House Resolution No. 7, at this time, without reference to committee.

Resolution read and adopted.

COMMUNICATIONS

The following communications from the Legislative Counsel Bureau were received, read, and ordered printed in the Journal :

STATE OF CALIFORNIA, OFFICE OF LEGISLATIVE COUNSEL
SACRAMENTO, CALIFORNIA, January 17, 1942

*Honorable Arthur A. Ohnimus, Chief Clerk of the Assembly
Assembly Chamber, State Capitol, Sacramento, California*

DEAR MR. OHNIMUS: We have examined a measure entitled

"An act to provide for wage and salary deductions for public officers and employees for the purpose of purchasing United States savings bonds or similar United States obligations, including the adding of Section 665.5 to the Political Code, declaring the urgency thereof, and providing that this act shall take effect immediately."

and report that in our opinion it appears to be within the scope of the Proclamation for the Second Special Session of the Fifty-fourth Legislature.

Very truly yours,

FRED B. WOOD, Legislative Counsel
By LAWRENCE G. ALLYN, Deputy

STATE OF CALIFORNIA, OFFICE OF LEGISLATIVE COUNSEL
SACRAMENTO, CALIFORNIA, January 17, 1942

*Honorable Arthur A. Ohnimus, Chief Clerk of the Assembly
Assembly Chamber, State Capitol, Sacramento, California*

DEAR MR. OHNIMUS: We have examined a measure entitled

"An act relating to the transfer of certain tide and submerged lands known as Treasure Island to the United States for the uses of the Navy Department thereof, declaring the urgency of this act, to take effect immediately."

and report that in our opinion it appears to be within the scope of the Proclamation convening the Second Extraordinary Session.

Very truly yours,

FRED B. WOOD, Legislative Counsel
By LAWRENCE G. ALLYN, Deputy

Copy to Honorable Edward F. O'Day.

STATE OF CALIFORNIA, OFFICE OF LEGISLATIVE COUNSEL
SACRAMENTO, CALIFORNIA, January 17, 1942

*Honorable Arthur A. Ohnimus, Chief Clerk of the Assembly
Assembly Chamber, State Capitol, Sacramento, California*

DEAR MR. OHNIMUS: We have examined a measure entitled

"An act to add Section 1711.5 to the Welfare and Institutions Code, relating to the Youth Correction Authority and members thereof, to take effect immediately."

and report that in our opinion it appears to be within the scope of the Proclamation convening the Second Extraordinary Session.

Very truly yours,

FRED B. WOOD, Legislative Counsel
By LAWRENCE G. ALLYN, Deputy

Copy to Honorable James H. Phillips.

INTRODUCTION, FIRST READING, AND REFERENCE OF ASSEMBLY BILLS

The following bills were introduced, and read the first time:

Assembly Bill No. 1: By Mr. Phillips—An act to add Section 1711.5 to the Welfare and Institutions Code, relating to the Youth Correction Authority and members thereof, to take effect immediately.

Without reference to committee.

Assembly Bill No. 2: By Mrs. Daley and Messrs. Desmond and Garland—An act to provide for wage and salary deductions for public officers and employees for the purpose of purchasing United States saving bonds or similar United States obligations, including the adding

of Section 665 5 to the Political Code, declaring the urgency thereof, and providing that this act shall take effect immediately.

Without reference to committee.

Assembly Bill No. 3: By Messrs. O'Day, Collins, George D. Maloney, Wollenberg, Gaffney and Welch—An act relating to the transfer of certain tide and submerged lands known as Treasure Island to the United States for the uses of the Navy Department thereof, declaring the urgency of this act, to take effect immediately.

Without reference to committee.

ADJOURNMENT

At 10.10 p.m. on motion of Mr Desmond, the Speaker declared the Assembly adjourned until 11 a.m., Sunday, January 18, 1942

C WILLIAM QUEALE, Minute Clerk

CALIFORNIA LEGISLATURE
FIFTY-FOURTH (SECOND EXTRAORDINARY) SESSION

ASSEMBLY DAILY JOURNAL

SECOND LEGISLATIVE DAY
SECOND CALENDAR DAY

IN ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO
Sunday, January 18, 1942

The Assembly met at 11 a.m.
Hon. Gordon H. Garland, Speaker of the Assembly, presiding.
Chief Clerk Arthur A. Ohnimus at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Allen, Andreas, Bashore, Burkhalter, Burns, Hugh M., Burns, Michael J., Cain, Call, Carlson, Clarke, Collins, George D., Collins, Sam L., Crowley, Daley, Del Mutolo, Desmond, Dickey, Dills, Dilworth, Donnelly, Doyle, Evans, Field, Gaffney, Gunlock, Hastain, Hawkins, Hensing, Houser, Frederick F., Howser, F. N., Johnson, Kellem, Kepple, Kilpatrick, King, Knight, John B., Knight, T. Fenton; Leonard, Lowrey, Lyon, Maloney, Massion, McCollister, Meehan, Middough, Miller, Millington, O'Day, Pelletier, Pfaff, Phillips, Poole, Potter, Poulson, Riehe, Robertson, Russell, Salsman, Sawallisch, Sheridan, Stream, Tenney, Thomas, Thorp, Thurman, Turner, Voigt, Waters, Watson, Welch, Weybret, Wollenberg, and Mr Speaker—73

Quorum present.

PRAYER

Upon request of the Speaker, prayer was offered by Hon. Jesse Randolph Kellem, Member of the Assembly from the Sixtieth Assembly District.

READING OF THE JOURNAL DISPENSED WITH

During the reading of the Journal of the previous legislative day, further reading was dispensed with, on motion of Mr. Lyon.

MESSAGES FROM THE SENATE

SENATE CHAMBLR, SACRAMENTO, January 17, 1942

MR. SPEAKER. I am directed to inform your honorable body that the Senate on this day elected the following statutory officers for the Fifty-fourth (Second Extraordinary) Session:

President pro tempore-----Wm P. Rich
Secretary of the Senate-----Joseph A. Beek
Seigeant-at-Arms-----Joseph F. Nolan
Minute Clerk-----Robert G. Alderman
Chaplan-----H. W. Opperman

J. A. BEEK, Secretary of the Senate
By JOHN F. LEA, Assistant Secretary

RECESS

At 11.10 a.m., on motion of Mr. Lyon, the Assembly recessed until 3.55 p.m.

REASSEMBLED

At 3.55 p.m., the Assembly reconvened.
Hon. Gordon H. Garland, Speaker of the Assembly, presiding.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, January 17, 1942

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day passed:

Senate Bill No. 1
Senate Bill No. 2
Senate Bill No. 3

J. A. BEEK, Secretary of the Senate
By JOHN F. LEA, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following bills were read the first time:

Senate Bill No. 1—An act relating to the transfer of certain tide and submerged lands known as Treasure Island to the United States for the uses of the Navy Department thereof, declaring the urgency of this act, to take effect immediately.

Request for Unanimous Consent

Mr. Maloney asked for, and was granted, unanimous consent to take up Senate Bill No. 1, at this time, without reference to committee or file.

CONSIDERATION OF SENATE BILL NO. 1

Resolution to Suspend Constitutional Provision

The following resolution was offered:

By Mr. Maloney:

Resolved, That Senate Bill No. 1 presents a case of urgency, as that term is used in Article IV, Section 15, of the Constitution, and the provision of that section requiring that the bill be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the second and third times, and placed upon its passage.

Resolution read.

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

AYES—Allen, Andreas, Bashore, Burns, Hugh M., Burns, Michael J., Cain, Carlson, Clarke, Collins, George D., Collins, Sam L., Crowley, Daley, Desmond, Dickey, Dills, Donnelly, Doyle, Evans, Gunlock, Heisinger, Houser, Frederick F. Howser, F. N., Johnson, Leonard, Lowrey, Lyon, Maloney, Massion, Meehan, Middough, Miller, Millington, O'Day, Pfaff, Phillips, Poole, Potter, Poulson, Richie, Robertson, Salsman, Sawallsch, Sheridan, Stream, Tenney, Thomas, Thorp, Thurman, Turner, Waters, Watson, Weybret, Wollenberg, and Mr. Speaker—54.

NOES—None.

Article IV, Section 15, of the Constitution was declared suspended.

Senate Bill No. 1—An act relating to the transfer of certain tide and submerged lands known as Treasure Island to the United States for the uses of the Navy Department thereof, declaring the urgency of this act, to take effect immediately.

Bill read second time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Allen, Andreas, Bashore, Burns, Hugh M., Burns, Michael J., Cam, Carlson, Clarke, Collins, George D., Collins, Sam L., Crowley, Daley, Desmond, Dickey, Dills, Donnelly, Doyle, Evans, Gunlock, Heisinger, Houser, Frederick F., Howser, F. N., Johnson, Leonard, Lowrey, Lyon, Maloney, Massion, Meehan, Middough, Miller, Mullington, O'Day, Pfaff, Phillips, Poole, Potter, Poulson, Richie, Robertson, Salsman, Sawallisch, Sheridan, Stream, Tenney, Thomas, Thorp, Thurman, Turner, Waters, Watson, Weybret, Wollenberg, and Mr. Speaker—54.

NOES—None.

Explanation of Vote

Upon the request of the Speaker, I was in attendance at a committee meeting when the roll was called and the vote taken on the resolution to suspend the Constitution and on the adoption of the urgency clause on Senate Bill No. 1. I was present and voted for Senate Bill No. 1 and would have voted for adoption of the urgency clause and suspension of the Constitution, had I been in the Assembly Chamber at the time.

JOHN D. WELCH

Senate Bill No. 1—An act relating to the transfer of certain tide and submerged lands known as Treasure Island to the United States for the uses of the Navy Department thereof, declaring the urgency of this act, to take effect immediately.

Bill read third time.

Motion to Amend

Mr. Maloney moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 2, of the printed bill, after "grant", insert ", lease, or otherwise transfer".

Amendment No. 2

On page 1, line 7, of the printed bill, strike out "title", and insert "right, title, or interest".

Amendment No. 3

On page 1, line 8, of the printed bill, after "grant", insert ", lease, or other transfer".

Amendment No. 4

On page 1, line 15, of the printed bill, after "grant", insert ", lease or transfer".

Amendment No. 5

On page 2, line 6, of the printed bill, after "granting", insert ", leasing, or transferring".

Amendment No. 6

On page 2, lines 24 and 25, of the printed bill, strike out "full legal title thereto", and insert "unrestricted rights to the use and possession thereof".

Amendments read and adopted.

Bill ordered reprinted, and to third reading.

FIRST READING AND REFERENCE OF SENATE BILLS

The following bills were read the first time:

Senate Bill No. 2—An act to provide for wage and salary deductions for public officers and employees for the purpose of purchasing United States savings bonds or similar United States obligations, including the adding of Section 665.5 to the Political Code, declaring the urgency thereof, and providing that this act shall take effect immediately.

Referred to Committee on Rules.

Senate Bill No. 3—An act to add Section 1711.5 to the Welfare and Institutions Code, relating to the Youth Correction Authority and members thereof, to take effect immediately.

Request for Unanimous Consent

Mr. Phillips asked for, and was granted, unanimous consent to take up Senate Bill No. 3, at this time, without reference to committee or file.

CONSIDERATION OF SENATE BILL NO. 3**Resolution to Suspend Constitutional Provision**

The following resolution was offered :

By Mr. Phillips :

Resolved, That Senate Bill No. 3 presents a case of urgency, as that term is used in Article IV, Section 15, of the Constitution, and the provision of that section requiring that the bill be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the second and third times, and placed upon its passage.

Resolution read.

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

AYES—Allen, Andreas, Bashore, Burns, Hugh M., Burns, Michael J., Cain, Carlson, Clarke, Collins, George D., Collins, Sam L., Crowley, Daley, Desmond, Dickey, Dills, Donnelly, Doyle, Gunlock, Heisinger, Houser, Frederick F., Howser, F. N., Johnson, Leonard, Lowrey, Lyon, Maloney, Massion, Meehan, Middough, Miller, Millington, O'Day, Pelletier, Pfaff, Phillips, Poole, Potter, Poulson, Richie, Robertson, Salsman, Sawallsch, Sheridan, Stream, Tenney, Thomas, Thorp, Thurman, Turner, Waters, Watson, Weybret, Wollenberg, and Mr. Speaker—54.

NOES—None.

Article IV, Section 15, of the Constitution was declared suspended.

Senate Bill No. 3—An act to add Section 1711.5 to the Welfare and Institutions Code, relating to the Youth Correction Authority and members thereof, to take effect immediately.

Bill read second time.

Senate Bill No. 3—An act to add Section 1711 5 to the Welfare and Institutions Code, relating to the Youth Correction Authority and members thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote :

AYES—Allen, Andreas, Bashore, Burns, Hugh M., Burns, Michael J., Cain, Carlson, Clarke, Collins, George D., Collins, Sam L., Crowley, Daley, Desmond, Dickey, Dills, Donnelly, Doyle, Gunlock, Heisinger, Houser, Frederick F., Howser, F. N., Johnson, Leonard, Lowrey, Lyon, Maloney, Massion, Meehan, Middough, Miller, Millington, O'Day, Pelletier, Pfaff, Phillips, Poole, Potter, Poulson, Richie, Robertson, Salsman, Sawallsch, Sheridan, Stream, Tenney, Thomas, Thorp, Thurman, Turner, Waters, Watson, Weybret, Wollenberg, and Mr. Speaker—54.

NOES—None.

The roll was called, and the bill passed by the following vote :

AYES—Allen, Bashore, Burns, Hugh M., Burns, Michael J., Cain, Carlson, Clarke, Collins, George D., Collins, Sam L., Crowley, Daley, Desmond, Dickey, Dills, Donnelly, Doyle, Evans, Gunlock, Hastam, Heisinger, Houser, Frederick F., Howser, F. N., Johnson, Leonard, Lowrey, Lyon, Maloney, Massion, Meehan, Middough, Miller, Millington, O'Day, Pelletier, Pfaff, Phillips, Poole, Potter, Poulson, Richie, Robertson, Salsman, Sawallsch, Sheridan, Stream, Tenney, Thomas, Thorp, Thurman, Turner, Waters, Watson, Weber, Weybret, Wollenberg, and Mr. Speaker—56.

NOES—None.

Bill ordered transmitted to the Senate.

REPORTS OF STANDING COMMITTEES

Committee on Rules

ASSEMBLY CHAMBER, SACRAMENTO, January 18, 1942

MR. SPEAKER: Your Committee on Rules, to which was referred:

Senate Bill No. 2

Has had the same under consideration, and reports the same back with the recommendation. Do pass.

LYON, Chairman

REQUEST FOR UNANIMOUS CONSENT

Mr. O'Day asked for, and was granted, unanimous consent to take up Senate Bill No. 2, at this time.

CONSIDERATION OF SENATE BILL NO. 2

Resolution to Suspend Constitutional Provision

The following resolution was offered:

By Mr. O'Day:

Resolved, That Senate Bill No. 2 presents a case of urgency, as that term is used in Article IV, Section 15, of the Constitution, and the provision of that section requiring that the bill be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the second and third times, and placed upon its passage.

Resolution read.

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

AYES—Allen, Bashore, Burns, Hugh M., Burns, Michael J., Cain, Carlson, Clarke, Collins, George D., Collins, Sam L., Crowley, Daley, Desmond, Dickey, Dills, Donnelly, Doyle, Evans, Gaffney, Gunlock, Heisinger, Houser, Frederick F., Howser, F. N., Johnson, Kepple, Leonard, Lowrey, Lyon, Maloney, Massion, Meehan, Middough, Miller, Millington, O'Day, Pelletier, Pfaff, Phillips, Poole, Potter, Poulson, Riche, Robertson, Salsman, Sawallisch, Sheridan, Stream, Tenney, Thomas, Thorp, Thurman, Turner, Waters, Watson, Weber, Welch, Weybret, Wollenberg, and Mr. Speaker—58.

NOES—None.

Article IV, Section 15, of the Constitution was declared suspended.

Senate Bill No. 2—An act to provide for wage and salary deductions for public officers and employees for the purpose of purchasing United States savings bonds or similar United States obligations, including the adding of Section 665.5 to the Political Code, declaring the urgency thereof, and providing that this act shall take effect immediately.

Bill read second time.

Senate Bill No. 2—An act to provide for wage and salary deductions for public officers and employees for the purpose of purchasing United States savings bonds or similar United States obligations, including the adding of Section 665.5 to the Political Code, declaring the urgency thereof, and providing that this act shall take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote.

AYES—Allen, Bashore, Burns, Hugh M., Burns, Michael J., Cain, Carlson, Clarke, Collins, George D., Collins, Sam L., Crowley, Daley, Desmond, Dickey, Dills, Donnelly, Doyle, Evans, Gaffney, Gunlock, Heisinger, Houser, Frederick F.

Howser, F. N., Johnson, Kepple, Leonard, Lowrey, Lyon, Maloney, Massion, Meehan, Middough, Miller, Millington, O'Day, Pelletier, Pfaff, Phillips, Poole, Potter, Poulson, Richie, Robertson, Salsman, Sawallisch, Sheridan, Stream, Tenney, Thomas, Thorp, Thurman, Turner, Waters, Watson, Weber, Welch, Weybret, Wollenberg, and Mr. Speaker—58.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Andreas, Bashore, Burkhalter, Burns, Hugh M., Burns, Michael J., Cain, Carlson, Clarke, Collins, George D., Daley, Desmond, Dickey, Dilworth, Donnelly, Doyle, Evans, Gaffney, Gunlock, Hastain, Houser, Frederick F., Howser, F. N., Johnson, Kellems, Kepple, Knight, T. Fenton; Leonard, Lowrey, Lyon, Maloney, Massion, Meehan, Middough, Miller, Millington, O'Day, Pelletier, Phillips, Poole, Potter, Poulson, Robertson, Salsman, Sawallisch, Sheridan, Stream, Tenney, Thomas, Thorp, Thurman, Turner, Watson, Weber, Welch, Weybret, Wollenberg, and Mr. Speaker—57.

NOES—Collins, Sam L., Pfaff, Richie, and Voigt—4.

Bill ordered transmitted to the Senate.

Explanation of Vote

I voted against the above bill because it gives sanction and encouragement to the unjust and unsound practice of creating and increasing interest-bearing public debt to finance the National enterprise of defense. Since defense is carried on by currently applied labor power and production, it is obvious that no interest payments, present or future, need be involved.

PAUL A. RICHIE

FURTHER CONSIDERATION OF SENATE BILL NO. 1

Senate Bill No. 1—An act relating to the transfer of certain tide and submerged lands known as Treasure Island to the United States for the uses of the Navy Department thereof, declaring the urgency of this act, to take effect immediately.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Allen, Andreas, Bashore, Burkhalter, Burns, Hugh M., Burns, Michael J., Cain, Carlson, Clarke, Collins, George D., Collins, Sam L., Crowley, Daley, Desmond, Dickey, Dills, Dilworth, Donnelly, Doyle, Gaffney, Gunlock, Hastain, Heisinger, Houser, Frederick F., Howser, F. N., Johnson, Kellems, Kepple, Knight, T. Fenton; Leonard, Lowrey, Lyon, Maloney, Massion, Meehan, Middough, Miller, Millington, O'Day, Pelletier, Pfaff, Phillips, Poole, Potter, Poulson, Richie, Robertson, Salsman, Sawallisch, Sheridan, Stream, Tenney, Thomas, Thorp, Thurman, Turner, Voigt, Waters, Watson, Weber, Welch, Weybret, Wollenberg, and Mr. Speaker—64.

NOES—None.

Bill ordered transmitted to the Senate.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, January 17, 1942

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted:

Senate Concurrent Resolution No. 1

J. A. BEEK, Secretary of the Senate
By JOHN F. LEA, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following resolution was read:

Senate Concurrent Resolution No. 1—Relative to adoption of Joint Rules.

Request for Unanimous Consent

Mr. Lyon asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 1, at this time, without reference to committee or file.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 1

Senate Concurrent Resolution No. 1—Relative to adoption of Joint Rules.

Resolution read.

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

AYES—Allen, Andreas, Bashore, Burkhalter, Burns, Hugh M., Burns, Michael J., Cain, Carlson, Clarke, Collins, George D., Collins, Sam L., Crowley, Daley, Desmond, Dickey, Dills, Dilworth, Donnelly, Doyle, Evans, Gaffney, Gunlock, Hastain, Heisinger, Houser, Frederick F., Howser, F. N., Johnson, Kellems, Kepple, Knight, T. Fenton; Leonard, Lowrey, Lyon, Maloney, Massion, Meehan, Middough, Miller, Millington, O'Day, Pelletier, Pfaff, Phillips, Poole, Potter, Poulson, Richie, Robertson, Salsman, Sawalisch, Sheridan, Stream, Thomas, Thorp, Thurman, Turner, Voigt, Waters, Watson, Weber, Welch, Weybret, Wollenberg, and Mr. Speaker—64.
NOES—None.

Resolution ordered transmitted to the Senate.

RESOLUTIONS

The following resolution was offered:

By Mr. Lyon:

House Resolution No. 8

Resolved, That each and every officer, attache and employee of this Assembly is hereby stricken from the pay roll upon completion of work of the Fifty-fourth (Second Extraordinary) Session at the end of this eighteenth day of January, 1942.

Request for Unanimous Consent

Mr. Lyon asked for, and was granted, unanimous consent to take up House Resolution No. 8, at this time, without reference to committee.

Resolution read.

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

AYES—Andreas, Bashore, Burkhalter, Burns, Hugh M., Burns, Michael J., Cain, Carlson, Clarke, Collins, George D., Collins, Sam L., Crowley, Daley, Desmond, Dickey, Dills, Dilworth, Donnelly, Gaffney, Gunlock, Hastain, Heisinger, Houser, Frederick F., Howser, F. N., Johnson, Kellems, Kepple, Knight, John B., Knight, T. Fenton; Leonard, Lyon, Maloney, Massion, Meehan, Middough, Miller, Millington, O'Day, Pelletier, Pfaff, Phillips, Poole, Potter, Richie, Robertson, Salsman, Sawalisch, Sheridan, Stream, Tenney, Thomas, Thorp, Thurman, Turner, Voigt, Waters, Watson, Weber, Welch, Weybret, Wollenberg, and Mr. Speaker—61.
NOES—None.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, January 17, 1942

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day adopted:

Senate Concurrent Resolution No. 2

J. A. BEEK, Secretary of the Senate
By JOHN F. LEA, Assistant Secretary

FIRST READING AND REFERENCE OF SENATE BILLS

The following resolution was read:

Senate Concurrent Resolution No. 2—Relative to adjournment sine die of the Second Extraordinary Session of the Fifty-fourth Legislature of the State of California.

Request for Unanimous Consent

Mr. Lyon asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 2, at this time, without reference to committee or file.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 2

Senate Concurrent Resolution No. 2—Relative to adjournment sine die of the Second Extraordinary Session of the Fifty-fourth Legislature of the State of California.

Resolution read.

Motion to Amend

Mr. Lyon moved the adoption of the following amendment:

Amendment No. 1

On page 1 line 7, of the printed resolution, after "at", strike out the balance of the line, and insert "9 p m, January 18."

Amendment read

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

AYES—Allen, Andreas, Bashore, Burkhalter, Burns, Hugh M., Burns, Michael J., Cam, Carlson, Clarke, Collins, George D., Collins, Sam L., Crowley, Daley, Desmond, Dickey, Dills, Dilworth, Donnelly, Doyle, Evans, Gaffney, Gunlock, Hastain, Heisinger, Houser, Frederick F., Howser, F. N., Johnson, Kellems, Kepple, Knight, John B., Leonard, Lyon, Maloney, Massion, Meehan, Middough, Miller, Millington, O'Day, Pelletier, Pfaff, Phillips, Poole, Potter, Robertson, Russell, Salsman, Sawalisch, Shendan, Steam, Tenney, Thomas, Thorp, Thurman, Turner, Voigt, Waters, Watson, Weber, Welch, Weybret, Wollenberg, and Mr. Speaker—63

NOES—Hawkins—1

Resolution ordered printed, and to third reading

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 1—An act to add Section 1711.5 to the Welfare and Institutions Code, relating to the Youth Correction Authority and members thereof, to take effect immediately.

Bill read second time, and ordered engrossed

Assembly Bill No. 2—An act to provide for wage and salary deductions for public officers and employees for the purpose of purchasing United States savings bonds or similar United States obligations, including the adding of Section 665.5 to the Political Code, declaring the urgency thereof, and providing that this act shall take effect immediately.

Bill read second time and ordered engrossed

Assembly Bill No. 3—An act relating to the transfer of certain title and submerged lands known as Treasure Island to the United States for the uses of the Navy Department thereof, declaring the urgency of this act, to take effect immediately.

Bill read second time, and ordered engrossed

REPORTS OF STANDING COMMITTEES**Committee on Engrossment and Enrollment**

ASSEMBLY CHAMBER, SACRAMENTO, January 18, 1942

MR. SPEAKER: Your Committee on Engrossment and Enrollment has examined:

Assembly Bill No 1

Assembly Bill No 2

Assembly Bill No 3

And reports the same correctly engrossed

JOHN B. KNIGHT, Chairman

Above reported bills ordered to third reading.

RESOLUTIONS

The following resolution was offered:

By Mr. Lyon:

House Resolution No. 9

Resolved, That the Controller be and he is hereby authorized and directed to draw his warrant on the Contingent Fund of the Assembly in favor of Arthur A. Ohnimus, Chief Clerk, and the State Treasurer is hereby directed to pay the same, for the sum of one hundred dollars (\$100), said amount being for the payment of postage, telegraphing, expressage and incidental expenses of the Chief Clerk's Office.

Request for Unanimous Consent

Mr. Lyon asked for, and was granted, unanimous consent to take up House Resolution No 9, at this time, without reference to committee

Resolution read.

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

AYES—Allen, Andreas, Bashore, Burkhalter, Burns, Hugh M., Burns, Michael J., Cain, Carlson, Clarke, Collins, George D., Collins, Sam L., Crowley, Daley, Desmond, Dickey, Dills, Dilworth, Donnelly, Doyle, Gaffney, Gunlock, Hastain, Hawkins, Heisinger, Houser, Frederick F., Howser, F. N., Johnson, Kellems, Kipple, Knight, John B., Knight, T. Fenton, Leonard, Lyon, Maloney, Massion, Meehan, Middough, Miller, Millington, O'Day, Pelletier, Pfaff, Phillips, Poole, Potter, Poulson, Riche, Robertson, Russell, Salsman, Sawalisch, Sheridan, Steam, Tenney, Thomas, Thorp, Thuman, Turner, Voigt, Waters, Watson, Weber, Welch, Weybret, Wollenberg, and Mr. Speaker—66.

NOES—None.**RECESS**

At 3 59 p.m., on motion of Mr. Lyon, the Assembly recessed until 8.45 p.m.

REASSEMBLED

At 8 45 p.m., the Assembly reconvened.

Hon. Gordon H. Garland, Speaker of the Assembly, presiding.

Chief Clerk Arthur A. Ohnimus at the desk.

RESOLUTIONS

The following resolution was offered:

By Mr. Leonard.

House Resolution No. 10

Resolved, That the Speaker appoint a Committee of Three to wait upon the Senate and inform it that the Assembly has concluded its labors and ask if it has any further message to deliver to this body

Request for Unanimous Consent

Mr. Leonard asked for, and was granted, unanimous consent to take up House Resolution No 10, at this time, without reference to committee

Resolution read and adopted.

APPOINTMENT OF SPECIAL COMMITTEE

Pursuant to the provisions of House Resolution No. 10, the Speaker announced the appointment of Messrs. Leonard, Donnelly and Mid-dough as such Special Committee to inform the Senate that the Assembly is now ready to adjourn the Fifty-fourth (Second Extraordinary) Session of the Legislature.

RESOLUTIONS

The following resolution was offered:

By Mr. Allen:

House Resolution No. 11

Resolved. That the Speaker appoint a Committee of Three to wait upon the Honorable Culbert L. Olson, Governor of the State of California, and inform him that the Assembly has concluded its labors and awaits his further pleasure.

Request for Unanimous Consent

Mr. Allen asked for, and was granted, unanimous consent to take up House Resolution No. 11, at this time, without reference to committee.

Resolution read and adopted.

APPOINTMENT OF SPECIAL COMMITTEE

Pursuant to the provisions of House Resolution No. 11, the Speaker announced the appointment of Messrs. Allen, Pfaff and Andreas as such Special Committee to wait upon the Governor and inform him that the Assembly is now ready to adjourn the Fifty-fourth (Second Extraordinary) Session.

MOTION TO APPROVE JOURNALS

On motion of Mr. Frederick F. Houser, the Journals for Saturday, January 17, 1942, and Sunday, January 18, 1942 (Second Extraordinary) Session, were approved as corrected by the Minute Clerk.

INTERIM COMMITTEE APPOINTMENT

The Speaker announced the appointment of Mr. Salsman as a member of the Interim Committee on Education of Mentally Handicapped Children, replacing Melvyn I. Cronin, resigned.

RESOLUTIONS

The following resolution was offered:

By Messrs. Welch and Burkhalter:

House Resolution No. 12

Relative to the Assembly Interim Committee on Public Morals conferring with the Military and civil authorities as to the continuance of baseball

WHEREAS, It is necessary in these days of individual and community stress that the members of the public find a wholesome outlet from their stupendous tasks; and
WHEREAS, That favorite pastime of the American people contributes incalculably to the morale of the citizenry; and

WHEREAS, The President of these United States has urged the continuance of baseball spectacles during the coming Summer season; now, therefore, be it

Resolved by the Assembly of the State of California. That the Assembly Interim Committee on Public Morals created by House Resolution No. 265 of the regular session of the Fifty-fourth Legislature for the purpose of improving public morale confer with the proper civil and Military authorities for the purpose of assuring

that there will be no unnecessary interference with the usual playing of baseball and the watching thereof by the general public; and, be it further

Resolved. That copies of this resolution be transmitted by the Chief Clerk to Hugh M. Burns, Chairman, and Harrison W. Call, Fred N. Howser, Thomas A. Maloney, and Harold S. Sawallisch, members of the Assembly Interim Committee on Public Morals.

Request for Unanimous Consent

Mr. Welch asked for, and was granted, unanimous consent to take up House Resolution No. 12, at this time, without reference to committee.

Resolution read and adopted.

COMMITTEE FROM THE SENATE

A committee from the Senate, consisting of Senators Powers, DeLap and McBride, appeared before the bar of the Assembly and announced that the Senate had concluded its labors and was now ready to adjourn the Fifty-fourth (Second Extraordinary) Session.

REPORTS OF SPECIAL COMMITTEES

The Special Committee appointed to wait upon the Senate appeared before the bar of the Assembly, and reported that the instructions of the Assembly had been carried out.

The Special Committee appointed to wait upon the Governor appeared before the bar of the Assembly, and reported that the instructions of the Assembly had been carried out.

MESSAGES FROM THE SENATE

SENATE CHAMBER, SACRAMENTO, January 18, 1942

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Bill No. 1

J. A. BEEK, Secretary of the Senate
By JOHN F. LEA, Assistant Secretary

SENATE CHAMBER, SACRAMENTO, January 18, 1942

MR. SPEAKER: I am directed to inform your honorable body that the Senate on this day concurred in Assembly amendments to:

Senate Concurrent Resolution No. 2

J. A. BEEK, Secretary of the Senate
By JOHN F. LEA, Assistant Secretary

GUESTS EXTENDED PRIVILEGE OF ASSEMBLY FLOOR

On request of Mr. Evans, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mary Lou Porro and Phyllis Newton of Sacramento.

On request of Mr. Garland, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to former Senator and Mrs. Dan E. Williams of Merced.

On request of Mr. Maloney, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. and Mrs. Ray B. Denhan, Second Lieutenant Ray Denhan, Betty Gay and Nancy Denhan of Fresno.

On request of Mr. Lyon, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mr. and Mrs. Fred C. Gaser and son Richard, of Vallejo.

On request of San Francisco Delegation, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to former Assemblyman Patrick J. McMurray.

On request of Mr. Maloney, the privilege of the floor of the Assembly Chamber for this day was unanimously extended to Mrs. J. W. Jimerson, wife of J. W. Jimerson of the San Francisco Examiner.

ADJOURNMENT SINE DIE

At nine o'clock p.m., Sunday, January 18, 1942, in accordance with the provisions of Senate Concurrent Resolution No. 2, Honorable Gordon H. Garland, Speaker of the Assembly, announced that the time for final adjournment of the Fifty-fourth (Second Extraordinary) Session of the Legislature of the State of California had arrived, and therefore declared the Assembly adjourned sine die.

C. WILLIAM QUEALE, Minute Clerk