

CALIFORNIA LEGISLATURE
FIFTY-FOURTH (SECOND EXTRAORDINARY) SESSION

SENATE DAILY JOURNAL

IN SENATE

SENATE CHAMBER, SACRAMENTO
Saturday, January 17, 1942

The Senate 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.

Lieutenant Governor Ellis E. Patterson, President of the Senate of the Fifty-fourth Session, in the chair, called the Senate to order.

Pursuant to the provisions of Section 237 of the Political Code, Joseph A. Beek, Secretary of the Senate; Robert G. Alderman, Minute Clerk, and Joseph F. Nolan, Sergeant-at-Arms, were present and occupied their respective positions.

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

Senators Biggar, Breed, Brown, Carter, Collier, Crittenden, Cunningham, DeLap, Duell, Fletcher, Garrison, Gordon, Jespersen, Judah, Keating, Kenny, Kuchel, Luckey, Mayo, McBride, McCormack, Metzger, Mixer, Myhand, Parkman, Phillips, Powers, Quinn, Rich, Seawell, Shelley, Slater, Swan, Swing, Tickle, and Ward—36.

Quorum present.

PRAYER

By invitation of the President, prayer was offered by Rev H. W. Opperman, Chaplain of the Fifty-fourth Session

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the balance of the session:

Senator Wagy, on motion of Senator Rich.

Senator Hays, on motion of Senator Rich.

The following Senator was granted leave of absence for the day:

Senator Dillinger, on motion of Senator Rich.

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., 1942

[SEAL]

CULBERT L. OLSON
Governor of California

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

RESOLUTIONS

The following resolutions were offered:

By Senator Mixter:

Senate Resolution No. 1

Resolved, That the Senate do now organize and proceed to elect the officers and employees of the Senate for this extra session.

Resolution read, and adopted.

By Senator DeLap:

Senate Resolution No. 2

Resolved, That Wm. P. Rich be and he is hereby elected President pro tempore of the Senate; that Joseph A. Beek be and he is hereby elected Secretary of the Senate; that Joseph F. Nolan be and he is hereby elected Sergeant-at-Arms of the Senate; that Robert G. Alderman be and he is hereby elected Minute Clerk of the Senate; that Rev. H. W. Opperman be and he is hereby elected Chaplain of the Senate.

Resolution read

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

AYES—Senators Biggar, Breed, Carter, Collier, Crittenden, Cunningham, DeLap, Deuel, Fletcher, Garrison, Gordon, Jaspersen, Judah, Keating, Kenny, Kutchel, Luckey, Mayo, McBride, McCormack, Metzger, Mixter, Myhand, Parkman, Powers, Quinn, Rich, Seawell, Shelley, Slater, Swan, Swing, Tickle, and Ward—34.

NOES—None.

OATH OF OFFICE ADMINISTERED

The newly elected officers of the Senate, Senator Wm. P. Rich, President pro tempore; Joseph A. Beek, Secretary; Robert G. Alderman, Minute Clerk; Joseph F. Nolan, Sergeant-at-Arms; and Rev. H. W. Opperman, Chaplain, appeared at the bar of the Senate where the constitutional oath of office was administered to them by the Honorable Jess Hession, Deputy Attorney General of the State of California.

RESOLUTIONS

The following resolution was offered:

By Senator Rich:

Senate Resolution No. 3

Resolved, That the Standing Rules of the Senate at the Fifty-fourth Session as they appear in the official Handbook of the Legislature of that session as amended in the Senate March 11, 1941, be and the same are hereby adopted as the Rules of the Senate for this extraordinary session, except that Rule 26 be stricken out and that Rules 13, 14, 16, 24 and 47 shall read as follows:

Committee on Rules

13 The Committee on Rules is charged with the general responsibility for the administrative functioning of the Senate. The committee shall also have the duty of making recommendations designed to promote, improve and expedite the business and procedure of the Senate, and of proposing any amendments to the Rules deemed necessary to accomplish such purposes.

The Committee on Rules will constitute the Committee on Introduction of Bills and shall have charge of engrossment and enrollment of bills, contingent expenses of the Senate and legislative printing except in so far as these functions are delegated to the Secretary of the Senate, and of attaches unless a Committee on Attaches is appointed.

The rooms, passages and buildings set apart for the use of the Senate shall be under the direction of the Committee on Rules and the committee may assign the press desks in the Senate Chamber to accredited newspaper representatives.

Executive communication of nominations sent by the Governor to the Senate for their confirmation, shall be referred to the Committee on Rules, unless otherwise ordered by the Senate, without debate.

Schedule of Committee Meetings

14 The Committee on Rules shall propose to the Senate such schedules for regular meetings of the standing committees as will permit a full attendance of their members without conflict of committee engagements.

The committee may also propose such special committee meetings or special schedules of committee meetings as will facilitate the business of the Senate. Such schedules may provide a special schedule of committee meetings or upon certain days of the week or to meet any special condition which may arise.

Powers of Standing Committees

16. Each standing committee of the Senate to which a proposed law or bill is assigned shall have full power and authority, during the session of the Legislature or any recess thereof, to make such investigation and study of and concerning any such proposed law or bill as such committee shall determine necessary to enable it to properly act thereon.

In the exercise of the power granted by this Rule, each committee may appoint a secretary and adopt such rules as may appear necessary and proper to carry out the powers granted and duties imposed under this Rule. It may employ such clerical, legal and technical assistants as may appear necessary when money has been made available therefor by the Senate.

Each standing committee is authorized and empowered to summon and subpoena witnesses, require the production of papers, books, accounts, reports, documents, records and papers of every kind and description, to issue subpoenas and to take all necessary means to compel the attendance of witnesses and to procure testimony, oral and documentary.

The members of such committees are, and each of them is, authorized and empowered to administer oaths, and all of the provisions of Article 8, Chapter 2, Title 1, Part 3 of the Political Code, relating to the attendance and examination of witnesses before the Legislature and the committees thereof, shall apply to such committees.

The Sergeant-at-Arms of the Senate, or other person designated by the Sergeant-at-Arms or by the committee, shall serve any and all subpoenas, orders and other process that may be issued by the committee, when directed to do so upon a vote of the majority of the membership of the committee.

All officers of this State, including the Legislative Counsel and the heads of each department, agency and subdivision thereof, and all employees of such departments, agencies and subdivisions, and all other persons whether connected with the State Government or not, shall give and furnish to these committees upon request such information, records and documents as the committees deem necessary or proper for the achievement of the purposes for which each standing committee was created.

Each standing committee may meet at the State Capitol and do any and all things necessary or convenient to enable it to exercise the powers and perform the duties herein granted to it and may expend such money as may be made available by the Senate for such purpose; but no committee shall incur any indebtedness unless money shall have been first made available therefor.

Introduction of Bills

24. Whenever a bill is received at the desk, under the order of Introduction of Bills, it shall be referred to the Committee on Rules which shall decide whether or not such bill can properly be considered at this session. If in the judgment of the Committee on Rules such bill can be considered it shall report it back and designate the committee to which it shall be assigned. Thereafter it shall be assigned a number by the Secretary, be read first time, and referred to the committee recommended by the Committee on Rules unless otherwise referred on motion without debate.

Vote Required

47. Unless otherwise required by the Constitution, the Joint Rules of the Senate and Assembly or by these Rules, any action which can be taken by the Senate requires only a majority vote of the Senate, a quorum being present.

The following actions require 27 votes:

- 1 To pass urgency measures—(Constitution, Art. IV, Sec. 1).
- 2 To suspend constitutional provision requiring reading bills on three several days—(Constitution, Art. IV, Sec. 15).
- 3 To pass bills over the Governor's veto—(Constitution, Art. IV, Sec. 16)
- 4 To increase or diminish the number of superior court judges or to remove judges—(Constitution, Art. VI, Secs. 9, 10).
- 5 To propose constitutional amendments or revision of the Constitution—(Constitution, Art. XVIII, Secs. 1, 2).
- 6 To change rate of taxation for State purposes—(Constitution, Art. XIII, Secs. 14, 16).
- 7 To authorize deposit of public money in banks—(Constitution, Art. XI, Sec. 16¹).
- 8 To remove Railroad Commissioners—(Constitution, Art. XII, Sec. 22).
- 9 To change rates or conditions under the State Employees Retirement System—(Constitution, Art. IV, Sec. 22a).
- 10 To propose change in location of State capital—(Constitution, Art. XX, Sec. 1).

11. To reconsider the vote by which a concurrent resolution proposing a constitutional amendment is defeated.

12. To suspend the Rule against lobbying in the Senate Chamber.

The following actions require 21 votes:

13. To amend or suspend the Rules.
14. To pass bills, unless under some other Rule a larger vote is required—(Constitution, Art. IV, Sec. 15).
15. To adopt a concurrent resolution approving a county or city charter or amendments thereto—(Constitution, Art. XI, Secs. 7 $\frac{1}{2}$ and 8).
- 16 To adopt joint and concurrent resolutions.
17. To reconsider bills, joint and concurrent resolutions
18. To confirm appointments by the Governor or to reconsider the same
19. To recall a bill from committee.
20. To concur in Assembly amendments or to adopt a report of a Committee on Conference

Actions requiring 14 votes:

21. To reconsider a vote by which a concurrent resolution proposing a constitutional amendment was adopted.

Resolution read.

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

AYES—Senators Biggar, Breed, Brown, Carter, Collier, Crittenden, Cunningham, DeLap, Deuel, Fletcher, Garrison, Gordon, Jespersen, Judah, Keating, Kenny, Kuchel, Luckey, Mayo, McBride, McCormack, Metzger, Mixer, Myhand, Parkman, Powers, Quinn, Rich, Seawell, Shelley, Slater, Swan, Swing, Tickle, and Ward—35.
 NOES—None.

INTRODUCTION, FIRST READING AND REFERENCE OF SENATE BILLS

The following resolution was offered:

Senate Concurrent Resolution No. 1: By Senator Rich—Relative to Joint Rules of the Legislature.

Request for Unanimous Consent

Senator Rich asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 1, at this time, for consideration.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 1

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

Resolution read.

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

AYES—Senators Biggar, Breed, Brown, Carter, Collier, Crittenden, Cunningham, DeLap, Deuel, Fletcher, Garrison, Gordon, Jespersen, Judah, Keating, Kenny, Kuchel, Luckey, Mayo, McBride, McCormack, Metzger, Mixer, Myhand, Parkman, Powers, Quinn, Rich, Seawell, Shelley, Slater, Swan, Swing, Tickle, and Ward—35.
NOES—None.

Resolution ordered transmitted to the Assembly.

RESOLUTIONS

The following resolutions were offered:

By Senator Seawell:

Senate Resolution No. 4

Resolved, That the standing committees of the Senate at the Fifty-fourth Regular Session be and the same are hereby retained as the standing committees for this extraordinary session.

Resolution read.

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

AYES—Senators Biggar, Breed, Brown, Carter, Collier, Crittenden, Cunningham, DeLap, Deuel, Fletcher, Garrison, Gordon, Jespersen, Judah, Keating, Kenny, Kuchel, Luckey, Mayo, McBride, McCormack, Metzger, Mixer, Myhand, Parkman, Powers, Quinn, Rich, Seawell, Shelley, Slater, Swing, Tickle, and Ward—34.
NOES—None

By Senator Swan:

Senate Resolution No. 5

Resolved, That the President of the Senate appoint a Special Committee of three Senators to notify the Governor of the organization of the Senate and that the Senate is now ready to receive any communication he may have to make.

Resolution read, and adopted.

Appointment of Special Committee

The President announced, in accordance with the above resolution, the appointment of Senators Swan, Kenny and Mayo.

By Senator Powers:

Senate Resolution No. 6

Resolved, That the President of the Senate appoint a Special Committee of three Senators to notify the Assembly of the organization of the Senate, and that the Senate is now duly organized and is ready to receive any communications it may have to make.

Resolution read, and adopted.

Appointment of Special Committee

The President announced, in accordance with the above resolution, the appointment of Senators Powers, McBride and Parkman.

By Senator Biggar:

Senate Resolution No. 7

Resolved, That the Secretary of the Senate is hereby directed to notify the Assembly that the Senate elected the following statutory officers:

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

Resolution read, and adopted.

By Senator Tickle:

Senate Resolution No. 8

Resolved, That the State Controller be and he is hereby directed and ordered to draw his warrants upon the proper funds in favor of the following named Senators and officers of the Senate for the amount set opposite each of their names, and the State Treasurer is hereby directed and ordered to pay the same, being the mileage due them by law:

Senators	Town	Mileage	Total at 5 cents per mile
Biggar, George M.....	Covelo.....	480	\$24 00
Breed, Arthur H, Jr.....	Oakland.....	180	9 00
Brown, Charles.....	Shoshone.....	1,072	53 60
Carter, Oliver J.....	Redding.....	330	16 50
Collier, Randolph.....	Yreka.....	556	27 80
Crittenden, Bradford S.....	Stockton.....	94	4 70
Cunningham, R R.....	Hanford.....	436	21 80
DeLap, T H.....	Richmond.....	164	8 20
Deuel, Charles H.....	Chico.....	202	10 10
Fletcher, Ed.....	San Diego.....	1,032	51 60
Garrison, J C.....	Modesto.....	152	7 60
Gordon, Frank L.....	Suisun.....	110	5 50
Jespersen, Chris N.....	Atascadero.....	602	30 10
Judah, H R.....	Santa Cruz.....	336	16 80
Keating, Thomas F.....	San Rafael.....	204	10 20
Kenny, Robert W.....	Los Angeles.....	776	38 80
Kuchel, Thomas H.....	Anahelm.....	834	41 70
Luckey, E George.....	Brawley.....	1,178	58 90
Mayo, Jesse M.....	Angels Camp.....	156	7 80
McBride, James J.....	Ventura.....	908	45 40
McCormack, Thomas.....	Rio Vista.....	98	4 90
Metzger, D Jack.....	Red Bluff.....	280	14 00
Mixter, Frank W.....	Exeter.....	444	22 20
Myhand, Peter P.....	Merced.....	226	11 30
Parkman, Harry L.....	Millbrae.....	222	11 10
Phillips, John.....	Banning.....	944	47 20
Poweis, Harold J.....	Eagleville.....	744	37 20
Quinn, Irwin T.....	Eureka.....	624	31 20
Rich, W P.....	Marysville.....	106	5 30
Seawell, Jerrold L.....	Roseville.....	38	1 90
Shelley, John F.....	San Francisco.....	182	9 10
Slater, Herbert W.....	Santa Rosa.....	204	10 20
Swan, John Harold.....	Sacramento.....	2	10
Swing, Ralph E.....	San Bernardino.....	894	44 70
Tickle, Edward H.....	Carmel.....	424	21 20
Ward, Clarence C.....	Santa Barbara.....	854	42 70

Officers	Town	Mileage	Total at 10 cents per mile
Patterson, Ellis E., President.....	Los Angeles.....	776	\$77 60
Beek J A, Secretary.....	Balboa.....	864	86 40
Nolan, Joseph F, Sergeant-at-Arms.....	Los Angeles.....	776	77 60
Alderman, Robert G, Minute Clerk.....	Berkeley.....	170	17 00

Resolution read.

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

AYES—Senators Biggar, Breed, Brown, Carter, Collier, Crittenden, Cunningham, DeLap, Deuel, Fletcher, Garrison, Gordon, Jespersen, Judah, Keating, Kuchel, Luckey, McCormack, Mixer, Quinn, Seawell, Shelley, Slater, Swan, Swing, and Ward—26.

NOES—None.

By Senator Carter:

Senate Resolution No. 9

Resolved, That the Sergeant-at-Arms be and he is hereby authorized and directed to receipt to the Controller for warrants for members and officers of the Senate.

Resolution read, and adopted.

MESSAGES FROM THE ASSEMBLY

At 10.20 p.m., a committee from the Assembly, consisting of Messrs. Stream, Burns, Michael J. and Pelletier appeared at the bar of the Senate, and announced that the Assembly was duly organized and ready to proceed with the business of the State.

REPORTS OF SPECIAL COMMITTEES

The following reports of Special Committees were received:

Senators Swan, Kenny and Mayo, the Special Committee appointed to wait upon the Governor and inform him of the organization of the Senate, reported that they had performed their duty.

Also:

Senators Powers, McBride and Parkman, the Special Committee appointed to notify the Assembly of the organization of the Senate, reported that they had performed their duty.

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 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

INTRODUCTION, FIRST READING AND REFERENCE OF SENATE BILLS

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

Senate Bill No. 1: By Senators Shelley and Breed—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

Senator Shelley asked for, and was granted, unanimous consent to take up Senate Bill No. 1, at this time, for consideration.

Resolution to Suspend Constitutional Provision

The following resolution was offered:

By Senator Shelley:

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, considered engrossed, and placed upon its passage.

Resolution read.

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

AYES—Senators Biggar, Breed, Brown, Carter, Collier, Crittenden, Cunningham, DeLap, Deuel, Fletcher, Garrison, Gordon, Jespersen, Judah, Keating, Kenny, Kuchel, Luckey, Mayo, McBride, McCormack, Metzger, Mixer, Myhand, Parkman, Powers, Quinn, Rich, Seawell, Shelley, Slater, Swan, Swing, and Ward—34.
NOES—None.

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

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 second time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Biggar, Breed, Brown, Carter, Collier, Crittenden, Cunningham, DeLap, Deuel, Fletcher, Garrison, Gordon, Jespersen, Judah, Keating, Kenny, Kuchel, Luckey, Mayo, McBride, McCormack, Metzger, Mixer, Myhand, Parkman, Powers, Quinn, Rich, Seawell, Shelley, Slater, Swan, Swing, and Ward—34.
NOES—None.

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—Senators Biggar, Breed, Brown, Carter, Collier, Crittenden, Cunningham, DeLap, Deuel, Fletcher, Garrison, Gordon, Jespersen, Judah, Keating, Kenny, Kuchel, Luckey, Mayo, McBride, McCormack, Metzger, Mixer, Myhand, Parkman, Powers, Quinn, Rich, Seawell, Shelley, Slater, Swan, Swing, and Ward—34.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 2: By Senator Shelley—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.

Request for Unanimous Consent

Senator Shelley asked for, and was granted, unanimous consent to take up Senate Bill No. 2, at this time, for consideration.

Resolution to Suspend Constitutional Provision

The following resolution was offered:

By Senator Shelley:

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, considered engrossed, and placed upon its passage.

Resolution read.

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

AYES—Senators Biggar, Brown, Carter, Collier, Crittenden, Cunningham, DeLap, Deuel, Fletcher, Garrison, Gordon, Jespersen, Judah, Keating, Kenny, Kuchel, Luckey, Mayo, McCormack, Metzger, Mixer, Myhand, Parkman, Powers, Quinn, Rich, Seawell, Shelley, Slater, Swan, Swing, Tickle, and Ward—33.

NOES—None.

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

CONSIDERATION OF SENATE BILL NO. 2

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.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Biggar, Breed, Brown, Carter, Collier, Crittenden, Cunningham, DeLap, Deuel, Fletcher, Garrison, Gordon, Jespersen, Judah, Keating, Kenny, Kuchel, Luckey, Mayo, McBride, McCormack, Mixer, Myhand, Parkman, Powers, Quinn, Rich, Seawell, Shelley, Slater, Swing, Tickle, and Ward—32.

NOES—None.

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.

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

AYES—Senators Biggar, Breed, Brown, Carter, Collier, Crittenden, Cunningham, DeLap, Deuel, Fletcher, Garrison, Gordon, Jespersen, Judah, Keating, Kenny, Kuchel, Luckey, Mayo, McBride, McCormack, Metzger, Mixer, Myhand, Parkman, Powers, Quinn, Rich, Seawell, Shelley, Slater, Swan, Swing, Tickle, and Ward—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 3: By Senators Kenny and Breed—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

Senator Kenny asked for, and was granted, unanimous consent to take up Senate Bill No. 3, at this time, for consideration.

Resolution to Suspend Constitutional Provision

The following resolution was offered:

By Senator Kenny:

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, considered engrossed, and placed upon its passage.

Resolution read.

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

AYES—Senators Breed, Brown, Carter, Collier, Crittenden, Cunningham, DeLap, Deuel, Fletcher, Garrison, Gordon, Jespersen, Judah, Keating, Kenny, Kuchel, Luckey, Mayo, McBride, McCormack, Metzger, Mixer, Myhand, Parkman, Powers, Quinn, Rich, Seawell, Shelley, Slater, Swan, Swing, Tickle, and Ward—34.

NOES—None.

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

CONSIDERATION OF SENATE BILL NO. 3

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.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Breed, Carter, Collier, Crittenden, Cunningham, DeLap, Deuel, Fletcher, Garrison, Gordon, Jespersen, Judah, Keating, Kenny, Kuchel, Luckey, Mayo, McBride, McCormack, Metzger, Mixer, Myhand, Parkman, Powers, Quinn, Rich, Seawell, Shelley, Slater, Swan, Swing, Tickle, and Ward—33.

NOES—None.

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.

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

AYES—Senators Biggar, Breed, Brown, Carter, Collier, Crittenden, Cunningham, DeLap, Deuel, Fletcher, Garrison, Jespersen, Judah, Keating, Kenny, Kuchel, Luckey, Mayo, McBride, McCormack, Metzger, Mixer, Myhand, Parkman, Powers, Quinn, Rich, Seawell, Shelley, Slater, Swan, Swing, Tickle, and Ward—34.

NOES—None

Bill ordered transmitted to the Assembly.

**INTRODUCTION, FIRST READING AND REFERENCE
OF SENATE BILLS**

The following resolution was offered:

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

Request for Unanimous Consent

Senator Rich asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 2, at this time, for consideration.

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 Session of the Legislature of the State of California.

Resolution read.

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

AYES—Senators Biggar, Breed, Brown, Carter, Collier, Crittenden, Cunningham, DeLap, Denel, Fletcher, Garlison, Gordon, Jespersen, Judah, Keating, Kenny, Kuebel, Mayo, McBride, McCormack, Metzger, Mixer, Myhand, Parkman, Powers, Quinn, Rich, Seawell, Shelley, Slater, Swan, Swing, Tickle, and Ward—34
NOES—None.

Resolution ordered transmitted to the Assembly.

RECESS

At 10.40 p.m., on motion of Senator Rich, the Senate recessed until 10.45 p.m.

REASSEMBLED

At 10.45 p.m., the Senate reconvened.

Hon. Ellis E. Patterson, President of the Senate, presiding.

RECESS

At 10.46 p.m., on motion of Senator Rich, the Senate recessed until 10.48 p.m.

REASSEMBLED

At 10.48 p.m., the Senate reconvened.

Hon. Ellis E. Patterson, President of the Senate, presiding.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, January 17, 1942

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

Gordon H. Garland	Speaker
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

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By H. F. LEWRIGHT, Assistant Clerk

ADJOURNMENT

At 10.50 p.m., on motion of Senator Rich, the President declared the Senate adjourned until 11 a.m., January 18, 1942.

CALIFORNIA LEGISLATURE
FIFTY-FOURTH (SECOND EXTRAORDINARY) SESSION

SENATE DAILY JOURNAL

IN SENATE

SENATE CHAMBER, SACRAMENTO
Sunday, January 18, 1942

The Senate met at 11 a. m.
Hon. Ellis E. Patterson, President of the Senate, presiding.
Secretary J. A. Beek at the desk.

ROLL CALL

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

Senators Biggar, Breed, Brown, Carter, Collier, Crittenden, Cunningham, DeLap, Deuel, Fletcher, Garrison, Gordon, Jespersen, Judah, Keating, Kenny, Kuchel, Luckey, Mayo, McBride, McCormack, Metzger, Mixter, Myhand, Parkman, Phillips, Powers, Quinn, Rich, Seawell, Shelley, Slater, Swan, Swing, Tickle, and Ward—36.

Quorum present.

PRAYER

Prayer was offered by the Chaplain, Rev. H. W. Opperman.

LEAVES OF ABSENCE FOR THE DAY

The following Senator was granted leave of absence for the day:
Senator Dillinger, on motion of Senator Rich.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO, January 18, 1942

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly amended, and on this day passed as amended:

Senate Bill No. 1

And respectfully requests your honorable body to concur in said amendments.

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By H. F. LEWRIGHT, Assistant Clerk

CONSIDERATION OF ASSEMBLY AMENDMENTS

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.

The question being: Shall the Senate concur in the following Assembly amendments to Senate Bill No. 1?

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".

The roll was called, and the Senate concurred in Assembly amendments to Senate Bill No. 1 by the following vote:

AYES—Senators Biggar, Breed, Carter, Collier, Crittenden, Cunningham, DeLap, Deuel, Fletcher, Garrison, Gordon, Jespersen, Judah, Keating, Kenny, Kuchel, Luckey, Mayo, McBride, McCormack, Metzger, Mixer, Myhand, Parkman, Phillips, Powers, Quinn, Rich, Seawell, Shelley, Slater, Swan, Swing, Tickle, and Ward—35.
 NOES—None.

Above bill ordered enrolled.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO, January 18, 1942

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

Senate Bill No. 2
 Senate Bill No. 3

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
 By C. DUDLEY, Assistant Clerk

Above bills ordered enrolled.

ASSEMBLY CHAMBER, SACRAMENTO, January 18, 1942

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

Senate Concurrent Resolution No. 1

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
 By C. DUDLEY, Assistant Clerk

Above resolution ordered enrolled.

RECESS

At 11.30 a.m., on motion of Senator Rich, the Senate recessed until 8.15 p.m.

REASSEMBLED

At 8.15 p.m., the Senate reconvened.

Hon. Ellis E. Patterson, President of the Senate, presiding.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO, January 18, 1942

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly amended, and on this day passed as amended:

Senate Concurrent Resolution No. 2

And respectfully requests your honorable body to concur in said amendments.

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
 By FRANK REED, Assistant Clerk

CONSIDERATION OF ASSEMBLY AMENDMENTS

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.

The question being: Shall the Senate concur in the following Assembly amendment to Senate Concurrent Resolution No. 2?

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,".

The roll was called, and the Senate concurred in Assembly amendment to Senate Concurrent Resolution No. 2 by the following vote:

AYES—Senators Biggar, Breed, Carter, Colher, Crittenden, Cunningham, DeLap, Deuel, Fletcher, Jespersen, Judah, Keating, Kenny, Kuchel, Luckey, Mayo, McBride, Metzger, Mixer, Myhand, Parkman, Phillips, Powers, Rich, Seawell, Shelley, Slater, Swan, Swing, Tickle, and Ward—31.

NOES—None.

Above resolution ordered enrolled.

RESOLUTIONS

The following resolutions were offered:

By Senator Shelley:

Senate Resolution No. 10

Resolved, That the President of the Senate appoint a Committee of three to notify the Governor that the Senate is ready to adjourn sine die the Fifty-fourth (Second Extraordinary) Session of the Legislature pursuant to the provisions of Senate Concurrent Resolution No. 2 and to ask if His Excellency has any further communications to transmit to the Senate.

Resolution read, and adopted.

Appointment of Special Committee

The President announced, in accordance with the above resolution, the appointment of Senators Shelley, Carter and Crittenden.

By Senator Powers:

Senate Resolution No. 11

Resolved, That the President of the Senate appoint a Committee of three to notify the Assembly that the Senate is ready to adjourn sine die the Fifty-fourth (Second Extraordinary) Session of the Legislature pursuant to the provisions of Senate Concurrent Resolution No. 2 and to ask if the Assembly has any further communications to transmit to the Senate.

Resolution read, and adopted.

Appointment of Special Committee

The President announced, in accordance with the above resolution, the appointment of Senators Powers, DeLap and McBride.

MESSAGES FROM THE ASSEMBLY

At 8.45 p.m. a committee from the Assembly, consisting of Messrs. Leonard, Donnelly and Middough, appeared at the bar of the Senate and announced that the Assembly was prepared to adjourn the Fifty-fourth (Second Extraordinary) Session sine die.

REPORTS OF STANDING COMMITTEES**Committee on Rules**

SENATE CHAMBER, SACRAMENTO, January 18, 1942

MR. PRESIDENT: Your Committee on Rules has examined:

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;

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;

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;

Senate Concurrent Resolution No. 1—Relative to Joint Rules of the Legislature;

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;

And reports that the same have been correctly enrolled, and presented to the Governor on the eighteenth day of January, 1942, at 8.45 p.m.

RICH, Chairman

REPORTS OF SPECIAL COMMITTEES

Senator Shelley, as chairman of the Special Committee appointed to inform the Governor of the readiness of the Senate to adjourn sine die, as provided in Senate Concurrent Resolution No. 2, reported that they had performed their duty.

Also:

Senator Powers, as chairman of the Special Committee appointed to inform the Assembly of the readiness of the Senate to adjourn sine die, as provided in Senate Concurrent Resolution No. 2, reported that they had performed their duty.

APPROVAL OF JOURNAL

The Senate Journal of Saturday, January 17, 1942, was, on motion of Senator Rich, approved as corrected by the Journal Clerk and the Minute Clerk.

APPROVAL OF MINUTES

The minutes of this legislative day, Sunday, January 18, 1942, were, on motion of Senator Rich, approved as corrected by the Journal Clerk and the Minute Clerk.

FINAL ADJOURNMENT

Whereupon, at 9 p.m., on motion of Senator Rich, in accordance with the provisions of Senate Concurrent Resolution No. 2, the President of the Senate declared the Fifty-fourth (Second Extraordinary) Session of the Senate of the State of California adjourned sine die.

ROBERT G. ALDERMAN, Minute Clerk